

Inspector G. Dowling

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

JARRETT PAYNE, et al,

Plaintiffs,

vs.

MAYOR BILL DE BLASIO,
et al,

Defendants.

Case Number:

Remote Deposition of

INSPECTOR GERARD DOWLING

Friday, February 11, 2022

10:00 a.m.

Job No. 206339

Reported by: Laurie Donovan, RPR, CRR, CLR

<p>1 Inspector G. Dowling</p> <p>2</p> <p>3</p> <p>4</p> <p>5</p> <p>6 February 11, 2022</p> <p>7 10:00 a.m.</p> <p>8</p> <p>9 Deposition of INSPECTOR GERARD DOWLING,</p> <p>10 held via videoconference (Zoom), with the</p> <p>11 witness and all parties participating</p> <p>12 remotely, pursuant to the Rules of the United</p> <p>13 States District Court for the Southern</p> <p>14 District of New York, subject to such</p> <p>15 stipulations as may be recited herein or</p> <p>16 attached hereto, before Laurie Donovan, a</p> <p>17 Registered Professional Reporter and notary</p> <p>18 public of the District of Columbia, who</p> <p>19 officiated in administering the oath to the</p> <p>20 witness.</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 Inspector G. Dowling</p> <p>2</p> <p>3 A P P E A R A N C E S</p> <p>4 ON BEHALF OF THE PAYNE PLAINTIFFS:</p> <p>5 New York Civil Liberties Union</p> <p>6 125 Broad Street</p> <p>7 New York, New York 10004</p> <p>8 By: Molly Biklen, Esq.</p> <p>9</p> <p>10</p> <p>11</p> <p>12 ON BEHALF OF THE DEFENDANTS AND THE WITNESS:</p> <p>13 New York City Law Department</p> <p>14 100 Church Street</p> <p>15 New York, New York 10007</p> <p>16 By: Amy Robinson, Esq.</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p>1 Inspector G. Dowling</p> <p>2 (Appearances continued)</p> <p>3</p> <p>4 ON BEHALF OF SIERRA PLAINTIFFS:</p> <p>5 Hamilton Clarke LLP</p> <p>6 48 Wall Street</p> <p>7 New York, New York 10005</p> <p>8 By: Michael Spiegel, Esq.</p> <p>9 (Of Counsel for Hamilton)</p> <p>10</p> <p>11</p> <p>12</p> <p>13 ON BEHALF OF THE SOW PLAINTIFFS:</p> <p>14 Beldock Levine & Hoffman LLP</p> <p>15 99 Park Avenue</p> <p>16 New York, New York 10016</p> <p>17 By: Jonathan Moore, Esq.</p> <p>18</p> <p>19</p> <p>20 ALSO PRESENT:</p> <p>21 Lillian Marques, Asst. Attorney General</p> <p>22 Allison Frick, for Wood Plaintiff</p> <p>23</p> <p>24</p> <p>25</p>	<p>1 Inspector G. Dowling</p> <p>2 EXAMINATION INDEX</p> <p>3 PAGE</p> <p>4 EXAMINATION BY MS. BIKLEN 7</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9 E X H I B I T S</p> <p>10 EXHIBIT DESCRIPTION PAGE</p> <p>11 Exhibit 2-1 Police Department document that</p> <p>12 gives background on officers . . 43</p> <p>13 Exhibit 2-2 Email sent by Dowling on May 28,</p> <p>14 2020, Bates number 61341 81</p> <p>15 Exhibit 2-3 Email from Elido Capella sent on</p> <p>16 May 28, 2020, Bates 66602 . . . 92</p> <p>17 Exhibit 2-4 Video 104</p> <p>18 Exhibit 2-7 TARU video 129</p> <p>19 Exhibit 2-9 TARU video 144</p> <p>20 Exhibit 2-32 Video 177</p> <p>21 Exhibit 2-33 Video 177</p> <p>22 Exhibit 2-34 Video 177</p> <p>23 Exhibit 2-11 Email sent on June 6, 2020, Bates</p> <p>24 number 56807 187</p> <p>25</p>

Inspector G. Dowling			Page 6
1			
2			
3	(Exhibits continued)		
4	EXHIBIT DESCRIPTION	PAGE	
5	Exhibit 2-15 Arrest report	192	
6	Exhibit 2-16 Document	196	
7	Exhibit 2-19 Situation Report, Bates number		
8	15949	200	
9	Exhibit 2-20 Email from Chief Mullane re:		
10	Bay Ridge Demo & FTP Bronx	211	
11	Exhibit 2-21 Document	215	
12	Exhibit 2-22 Video	229	
13	Exhibit 2-24 Video	252	
14	Exhibit 2-27 Email from Chief Mullane re		
15	protests	263	
16	Exhibit 2-28 Video	273	
17	Exhibit 2-29 Police roster	276	
18	Exhibit 2-31 Video	279	
19			
20			
21			
22			
23			
24			
25			

Inspector G. Dowling		Page 8
1	Inspector G. Dowling	
2	Can you hear me okay?	
3	A I'm sorry. I had to itch my ear. I	
4	apologize.	
5	Q Okay. That's fine.	
6	So again, just to briefly go over some	
7	of those rules, because the court reporter is	
8	taking down everything we say, it's very important	
9	that we not interrupt each other, so I'll ask that	
10	you allow me to finish my question even if you	
11	know where I'm going. I will make sure also not	
12	to interrupt you.	
13	Okay?	
14	A Yes.	
15	Q And all of your answers must be verbal,	
16	so no head nods or head shakes.	
17	A Yes.	
18	Q And then finally, your attorney here	
19	will be making objections, and that is Amy	
20	Robinson today?	
21	A Yes.	
22	Q And unless she instructs you not to	
23	answer, if you understand the question, please do.	
24	A Understood.	
25	Q And do you understand that you're under	

Inspector G. Dowling		Page 7
1	Inspector G. Dowling	
2	-----	
3	P R O C E E D I N G S	
4	10:00 a.m.	
5	-----	
6	* * * * *	
7	Whereupon,	
8	INSPECTOR GERARD DOWLING,	
9	having been first duly sworn, testified	
10	upon his oath as follows:	
11	EXAMINATION BY COUNSEL FOR PAYNE PLAINTIFFS	
12	BY MS. BIKLEN:	
13	Q Chief Dowling, can you please state your	
14	name and business address for the record?	
15	A Yes. Gerard Dowling. It's 1 Police	
16	Plaza, New York, New York, 10031.	
17	Q Thank you, Chief Dowling. I know you	
18	did this yesterday, but the rules are going to be	
19	the same.	
20	My name is Molly Biklen, and I represent	
21	the plaintiffs in the case of Payne vs. de Blasio,	
22	which is one of the consolidated cases at issue,	
23	and today I'll be asking you some questions	
24	related to the protests that occurred starting in	
25	the spring and summer of 2020.	

Inspector G. Dowling		Page 9
1	Inspector G. Dowling	
2	oath and legally required to answer questions	
3	truthfully to the best of your ability?	
4	A Yes.	
5	Q Okay, and is there any reason you are	
6	aware of today why you could not give accurate and	
7	truthful answers?	
8	A No.	
9	Q So I know that yesterday you went	
10	through some of your background, so I'll try not	
11	to repeat that, but yesterday was it your	
12	testimony that it was your first deposition as a	
13	member of the New York City Police Department?	
14	A That is correct.	
15	Q And have you ever been deposed in any	
16	other capacity?	
17	A Besides being interviewed by the	
18	Civilian Complaint Review Board or Internal	
19	Affairs, that was the only times.	
20	Q And have you ever testified under oath	
21	in a civil proceeding in court?	
22	A No.	
23	Q Have you ever testified under oath in a	
24	criminal proceeding in court?	
25	A Yes.	

Page 10

1 Inspector G. Dowling

2 Q First, how many times?

3 A Approximately ten.

4 Q And do you know about when those were?

5 A It's been a while. Probably from 1997

6 to, from what I recall, 2003, roughly.

7 Q In any of those instances, did a judge

8 find that you were not credible?

9 A To.

10 MS. BIKLEN: Off the record for a

11 moment.

12 (Discussion was held off the

13 record.)

14 BY MS. BIKLEN:

15 Q And did you meet with your lawyer here

16 today to prepare for this deposition?

17 A Yes, I did.

18 Q When?

19 A On Wednesday.

20 Q Approximately how many hours?

21 A From what I recall, five hours, roughly.

22 Four and a half, five hours.

23 Q And was that the same preparation you

24 testified to yesterday for the 30(b)(6) as well?

25 A Yes.

Page 12

1 Inspector G. Dowling

2 Q You didn't tell your commanding officer?

3 A I'm sorry?

4 Q You didn't tell your commanding officer?

5 A Today, no. That I was being deposed,

6 no. I didn't speak to anybody today regarding

7 this deposition.

8 Q And did you provide any documents to

9 your attorneys in connection with this lawsuit?

10 A No.

11 Q Have you searched your department-issued

12 cell phone related to this lawsuit?

13 A No.

14 Q Have you searched any department-related

15 texts related to this lawsuit?

16 A No.

17 Q Have you searched your calendar related

18 to this lawsuit?

19 A No.

20 Q Any files --

21 A Sorry. By "calendar" do you mean like

22 see what date it was on, the deposition?

23 Q Any search of your calendar in any way

24 related to this case.

25 A No.

Page 11

1 Inspector G. Dowling

2 Q And did you review documents during that

3 preparation?

4 A Yes, I did.

5 Q I believe you testified to some emails.

6 A Yes, I did.

7 Q Anything else during that preparation?

8 A Video. I was shown a video.

9 Q I believe you testified that that was a

10 TARU video from June 4?

11 A It was -- I didn't testify that. I

12 believe Amy Robinson is the one who said that was

13 a TARU video.

14 Q Okay, thank you, but was the video from

15 June 4?

16 A Yes, it was.

17 Q And since that preparation, have you

18 reviewed any other video?

19 A No.

20 Q Did you review anything with your lawyer

21 this morning?

22 A No.

23 Q Did you speak to anyone, other than your

24 attorney, about this deposition?

25 A No. Besides my wife, that's it.

Page 13

1 Inspector G. Dowling

2 Q And have you collected or been asked to

3 collect any kind of notes or other scratch paper,

4 other files that you keep in your personal office

5 but that are related to this case?

6 A Could you repeat that? I'm sorry.

7 Q Have you searched for any papers or

8 other materials that you keep in your office,

9 files related to this case?

10 A Related to which case?

11 Q This case, related to the case involving

12 the summer protests.

13 A Yes, training issues, yes, training

14 paperwork, yes.

15 Q And what training pages were those?

16 A SRG training, so it would be PowerPoints

17 and syllabus for training.

18 Q Do you have a computer that you use for

19 work?

20 A Yes, I do.

21 Q Okay. It's connected to a network?

22 A Yes.

23 Q Do you have a particular drive on that

24 network that is dedicated to you?

25 A I'm not computer-literate, so I, I

Page 14

1 Inspector G. Dowling
2 might -- I use my desktop. That's what I use.
3 Q Do you know if you have a SharePoint
4 drive?
5 A I don't -- I can't answer that. I don't
6 know. I'm sorry.
7 Q You were deposed yesterday as a 30(b)(6)
8 witness, and you were asked certain questions
9 about your educational background and history with
10 the NYPD.
11 Were your answers with respect to your
12 positions and commands yesterday accurate?
13 A Yes.
14 Q Is there anything you'd like to change?
15 A No.
16 Q Okay. I'm not going to go through those
17 again, and you adopt those answers in your
18 personal capacity in this deposition?
19 A Yes.
20 Q I believe you testified that you are a
21 deputy chief as of October 2021.
22 A That is correct.
23 Q And that was a promotion?
24 A Yes, it was.
25 Q I believe you testified that it was a

Page 16

1 Inspector G. Dowling
2 2021.
3 Do you understand what protests I'm
4 referring to?
5 A Yes, I do.
6 Q During that interview were you asked
7 anything about the George Floyd protest?
8 A Not to my recollection.
9 Q Was there any discussion of your role in
10 the George Floyd protests as part of that
11 interview at all?
12 A No, not to my recollection.
13 Q The interview happened with the three,
14 the deputy chief and assistant chiefs?
15 A Ballpark guess, I'm going to say March
16 of 2021.
17 Q Okay, and in March of 2021, do you know
18 whether you had any open CCRB investigations at
19 that time?
20 A I know I was interviewed by CCRB. I did
21 not know the -- I did not know the disposition of
22 those cases, however, or if they were closed.
23 Q Okay. Fair enough. In the interview of
24 March 2021 after your promotion, were you asked at
25 all about those CCRB cases?

Page 15

1 Inspector G. Dowling
2 discretionary promotion?
3 A Yes.
4 Q Meaning that you did not have to take a
5 test?
6 A Yes.
7 Q And were you interviewed as part of that
8 promotion?
9 A Yes.
10 Q Who were you interviewed by?
11 A Deputy Chief D'Entremont, Assistant
12 Chief Iglesias, and Assistant Chief Conforti.
13 Q I'm sorry. The first name, could you
14 spell that?
15 A D, apostrophe, E-N-T-R-E-M-O-N-T.
16 Q Thank you, and what was involved in that
17 interview?
18 A My resume, they would review my resume
19 and personal statement.
20 Q And were you asked questions?
21 A Yes.
22 Q I'm going to use the term "George Floyd
23 protest" to refer generally to the protests and
24 violence that started after George Floyd's death
25 in May 2020, and continued at least until early

Page 17

1 Inspector G. Dowling
2 A No.
3 Q Was there any discussion in any way of
4 the CCRB cases?
5 A No.
6 Q I'm sorry. I think I missed your answer
7 here. Other than the interview and submitting the
8 resume and personal statement, was there anything
9 else that was involved in your promotion?
10 A No, not on my end.
11 Q I'd like to go back to what you
12 mentioned about the CCRB interviews. You
13 testified yesterday, I believe, that you were
14 interviewed twice or three times by the CCRB?
15 A I was interviewed I believe twice by
16 three different investigators, because, as you
17 said, the "new normal." Two investigators did a
18 Zoom meeting on one day, and one was a separate,
19 separate -- on a separate day. Excuse me.
20 Q Okay. I think I understand, but I just
21 want to make sure.
22 A Sorry.
23 Q There was an interview that took place
24 on one day that covered two incidents?
25 A Yes, by two different CCRB

<p style="text-align: right;">Page 18</p> <p>1 Inspector G. Dowling</p> <p>2 investigators.</p> <p>3 Q But it was in --</p> <p>4 A And there was one --</p> <p>5 Q -- the same course of the day?</p> <p>6 A Yes. Sorry I interrupted you. There</p> <p>7 was one that was specific to one incident, and</p> <p>8 there was another day that I was interviewed by</p> <p>9 two CCRB investigators regarding two different</p> <p>10 incidents.</p> <p>11 Is that clarified?</p> <p>12 Q Maybe. Let me go forward and see if I</p> <p>13 understand.</p> <p>14 So my understanding is that one of those</p> <p>15 interviews related to an incident on September 19?</p> <p>16 A Yes.</p> <p>17 Q And the other of the interviews related</p> <p>18 to two incidents on June 2?</p> <p>19 A I remember one incident on June 2, but</p> <p>20 yes, it would be June 2.</p> <p>21 Q Okay, and do you know the outcome of</p> <p>22 those investigations?</p> <p>23 A No, I do not.</p> <p>24 Q And you were interviewed under oath?</p> <p>25 A For those -- for the CCRBs?</p>	<p style="text-align: right;">Page 19</p> <p>1 Inspector G. Dowling</p> <p>2 Q Yes.</p> <p>3 A Yes.</p> <p>4 Q And you had counsel present?</p> <p>5 A Yes, I did.</p> <p>6 Q Were you also interviewed by the IAB</p> <p>7 related to any of those investigations?</p> <p>8 A Yes.</p> <p>9 Q When were you interviewed by the IAB?</p> <p>10 A Sometime -- from what I recall -- later</p> <p>11 in 2020.</p> <p>12 Q Was it just one interview?</p> <p>13 A Just one interview. Correct.</p> <p>14 Q Do you recall what incident it related</p> <p>15 to?</p> <p>16 A The June 2 incident at Battery City --</p> <p>17 sorry -- Battery Place and West Side Highway.</p> <p>18 Q Do you know the outcome of that</p> <p>19 investigation?</p> <p>20 A No. Oh, I apologize. The Internal</p> <p>21 Affairs investigation, yes. I was exonerated.</p> <p>22 Q And do you know when that happened?</p> <p>23 A I don't recall.</p> <p>24 MS. BIKLEN: Amy, yesterday we</p> <p>25 discussed whether Chief Dowling would answer</p>
<p style="text-align: right;">Page 20</p> <p>1 Inspector G. Dowling</p> <p>2 questions related to the June 2nd and</p> <p>3 September 19th incidents. Are you going to</p> <p>4 allow that today?</p> <p>5 MS. ROBINSON: No, not with respect</p> <p>6 to the -- not with respect to the incidents</p> <p>7 underlying the CCRBs.</p> <p>8 MS. BIKLEN: And just to be crystal</p> <p>9 clear, I believe that is June 2 on the West</p> <p>10 Side Highway in or around Battery Place and</p> <p>11 September 19 in Midtown?</p> <p>12 MS. ROBINSON: I believe the</p> <p>13 June 2, there were two incidents. One was at</p> <p>14 the West Side Highway and 50th, one was at</p> <p>15 Battery Place, and the incident on</p> <p>16 September 19 was, yes, in Midtown on 46th and</p> <p>17 47th.</p> <p>18 MS. BIKLEN: And what is the basis</p> <p>19 for that refusal to allow answers?</p> <p>20 MS. ROBINSON: He's not represented</p> <p>21 by counsel in those matters during this</p> <p>22 deposition, so he could potentially make</p> <p>23 statements against his own interest without</p> <p>24 due process.</p> <p>25 MS. BIKLEN: Are you his counsel?</p>	<p style="text-align: right;">Page 21</p> <p>1 Inspector G. Dowling</p> <p>2 MS. ROBINSON: I'm his counsel for</p> <p>3 purposes of this deposition but not with</p> <p>4 respect to his CCRBs. He has private counsel</p> <p>5 for that.</p> <p>6 MS. BIKLEN: Let's go off the</p> <p>7 record for a moment if we can.</p> <p>8 (Discussion was held off the</p> <p>9 record.)</p> <p>10 MS. BIKLEN: So in the break we</p> <p>11 discussed that Ms. Robinson will be</p> <p>12 instructing her client not to answer and not</p> <p>13 allow any questioning regarding three</p> <p>14 specific incidents that are related to CCRB</p> <p>15 investigations, two on June 2, 2020 on the</p> <p>16 West Side Highway, one in or about Battery</p> <p>17 Place, one in or about 50th Street, and an</p> <p>18 incident on September 19, 2020 in Midtown in</p> <p>19 or about 46th and 47th Avenue.</p> <p>20 I have objected to that and</p> <p>21 suggested that we call the court over the</p> <p>22 break. We've also determined that there are</p> <p>23 other ways to resolve this problem, and we</p> <p>24 will potentially be able to come to an</p> <p>25 agreement on that.</p>

Page 22

1 Inspector G. Dowling
2 Does that fairly encapsulate our
3 discussion, Amy?
4 MS. ROBINSON: Yes.
5 MS. BIKLEN: All right. We will
6 return to that.
7 BY MS. BIKLEN:
8 Q Now, Chief Dowling, you testified
9 yesterday I believe that you were in the
10 operations bureau?
11 A City-wide operations, correct.
12 Q And if you can just very briefly tell us
13 what your duties and responsibilities were with
14 respect to the city-wide operations bureau.
15 A I worked directly for Chief Thomas
16 Purtell, who was the bureau chief. I would
17 perform administrative tasks on his behalf, sign
18 communications. Any issues with the commands,
19 they would speak to me. I would be his
20 go-between. Any issues that he had, that he
21 needed to reach out to a certain command, he would
22 go through me, and there were times where I also
23 went out to the Black Lives Matter details as well
24 as parades and other details with the chief.
25 Q When you say you went out to "the Black

Page 24

1 Inspector G. Dowling
2 city-wide operations bureau incident commander?
3 A I would be in charge of the field forces
4 assigned to the strategic response group, so I'd
5 oversee --
6 Q All right. I apologize for interrupting
7 you. I'm asking simply about your time at the
8 city-wide operations bureau.
9 A Yes. That's what I'm -- they were --
10 Q I apologize.
11 A No, no, not at all. They were a
12 subordinate command, so if an executive from SRG
13 was not present, I could be present and take all
14 the actions of the incident commander for the
15 strategic response group field force.
16 Q Thank you, and in any of those
17 incidents, were members of service under your
18 command make arrests?
19 A Not that I recall.
20 Q And how would you compare the
21 demonstrations, the Black Lives Matter
22 demonstrations that you went to as part of the
23 city-wide operations bureau as an incident
24 commander for SRG at that time versus the George
25 Floyd protests that happened in the summer of

Page 23

1 Inspector G. Dowling
2 Lives Matter detail," approximately what years
3 were those?
4 A I want to say 2016, but that's a guess.
5 I apologize for not having exact dates.
6 Q And did you have a role in preparing for
7 a response to those protests, Black Lives Matter
8 protests at that time?
9 A We would receive detail requests, so
10 what personnel is expected of our members, and
11 that would be filtered down to the subordinate
12 commands, so that was my role.
13 Q And you would, in fact, go out into the
14 street on some of those details; is that right?
15 A Some of those details, yes.
16 Q Do you recall any specific protests that
17 you were physically present at during that time?
18 A Not specifically, no.
19 Q Were you ever an incident commander at
20 the Black Lives Matter protests during that time?
21 A Patrol services incident command? No.
22 Q Were you a city-wide operations bureau
23 incident commander?
24 A Yes.
25 Q And what is involved in being a

Page 25

1 Inspector G. Dowling
2 2020?
3 A The protests, the Black Lives Matter
4 protests during the time I was at city-wide
5 operations, they were somewhat winding down, for
6 lack of a better term, so there were less people,
7 whereas the George Floyd protests, I was present
8 at the initiation of those protests, so definitely
9 the amount of people. That's one thing I can say.
10 Much different.
11 Q Did you feel like you had experience
12 from those prior protests that was helpful to you
13 in responding to the George Floyd protests?
14 A Yes.
15 Q What experience?
16 A Well, I was a Manhattan South captain
17 for many years. I was assigned as the commanding
18 officer in the Fifth Precinct where we also
19 policed the Occupy Wall Street demonstrations,
20 and, you know, throughout my time, my career with
21 protests and my experience, I believe I was
22 capable of -- more than capable of handling being
23 the incident commander of strategic response field
24 force.
25 Q So let's talk a little bit more about

Page 26

1 Inspector G. Dowling

2 that protest experience. You mentioned that you

3 had experience at Occupy Wall Street.

4 What was your role there?

5 A I could be a -- from what I recall, I

6 could be a sector commander, so I would be in

7 charge of a certain amount of police officers who

8 monitored groups that were marching, that were

9 moving throughout New York City.

10 If those groups became violent, we would

11 make arrests, if they committed any infractions.

12 Where an incident commander wants to effect an

13 arrest, we would effect arrests.

14 Q Did you ever use any less-than-lethal

15 force in policing the Occupy Wall Street

16 demonstrations?

17 A Less-than-lethal?

18 Q Yes.

19 A Unless, if I had to grab somebody -- I

20 have grabbed people during Occupy Wall Street, but

21 nothing, nothing else.

22 Q Did you use OC spray?

23 A No, I did not.

24 Q Baton?

25 A No.

Page 28

1 Inspector G. Dowling

2 A No.

3 Q I believe you testified yesterday that

4 you know what an after action report is.

5 A Yes.

6 Q And did you participate in after action

7 reports with respect to any of the demonstrations

8 that we have just discussed?

9 A Not that I recall.

10 Q I believe you testified yesterday that

11 an after action report could be as informal as

12 just talking to another member, another executive

13 within the NYPD; is that right?

14 A We, we -- sorry. We call it the hot

15 wash or an after action or a post TAC meeting

16 or -- we -- I, I thought you meant -- sorry. I

17 thought you meant an actual physical document for

18 an after action report, because there is an actual

19 physical document which I mentioned yesterday.

20 After parades we used to do them when I was

21 commanding officer in the Fifth Precinct, but we

22 do absolutely have verbal discussions about best

23 practices, what went right, what can we do better,

24 so there are discussions with that.

25 Q I believe you just called it the "hot

Page 27

1 Inspector G. Dowling

2 Q Did you take part in any training as a

3 result of Occupy Wall Street protests?

4 A During Occupy Wall Street or --

5 Q During or after, in response to those

6 protests and the NYPD's handling thereof.

7 A No, besides when I, when I was assigned

8 to, as the executive officer strategic response

9 group, there I went to training, so . . .

10 Q Did you take part in any demonstrations

11 in -- sorry. Withdrawn.

12 Do you have any experience responding to

13 demonstrations involving the World Economic Forum

14 in 2002?

15 A No.

16 Q Any involvement in demonstrations around

17 the time of the Iraq war in 2003?

18 A If I recall, there was an anti-war

19 protest when I was a lieutenant, so I did take

20 part in that, in one of those anti-war

21 demonstrations, if that is in the time period I'm

22 thinking of, in or around 2003 to 2004. Is that

23 the area you're talking about?

24 Q Yes, and what about with respect to the

25 RNC; were you involved in that response at all?

Page 29

1 Inspector G. Dowling

2 wash"?

3 A Yes.

4 Q And when you're talking about the verbal

5 discussions, that's a hot wash?

6 A That's, that's what some people call it.

7 I don't -- I have no idea why, but that's what

8 they call it sometimes.

9 Q I believe you mentioned one other term

10 that I did not get. A "TAC" something?

11 A Maybe I spoke too fast. I'm sorry.

12 Q Is there another term for this kind of

13 informal or formal discussions about what went

14 right and what went wrong?

15 A Oh, post TAC meeting.

16 Q Did you engage in any hot wash or post

17 TAC meetings with respect to Occupy Wall Street?

18 A I don't recall specifics, but I'm sure I

19 did.

20 Q And what about with respect to the Black

21 Lives Matter demonstrations in 2016 that we

22 discussed previously?

23 A Again, I don't recall specifically, but

24 I'm sure I did.

25 Q Based on your experience, was there

Page 30

1 Inspector G. Dowling

2 ultimately any difference in policing these prior

3 protests versus the George Floyd protest?

4 A No, not that I can recall, no.

5 Q I'd like to talk now about your

6 responsibilities as an inspector, as the executive

7 officer of SRG. That was your most recent

8 position prior to your current one?

9 A Yes.

10 Q If you can briefly tell me about your

11 duties and responsibilities on sort of an average

12 day or week.

13 A In the absence of a commanding officer,

14 I would act as the commanding officer. I would, I

15 would deploy personnel to precincts as determined

16 by the chief of patrol, which is the chief

17 department, to high crime areas, to ensure that

18 they are in the correct locations.

19 I would speak to commanding officers of

20 any issues that may arise. Administratively, I

21 would sign any communications in the absence of

22 the commanding officer. I would review my emails

23 each day, obviously.

24 Again with details, we would determine,

25 once it's approved by, as I said, details -- I

Page 32

1 Inspector G. Dowling

2 described them to me change at all during the

3 George Floyd protests?

4 A No. He remained as commanding officer.

5 I remained as the executive officer.

6 Q And in your normal workday as the

7 executive officer of SRG, did you regularly go out

8 in the field?

9 A I would respond to possibly large-scale

10 incidents throughout the city, but -- again, I

11 didn't go out every day, but if the, if jobs

12 called for it, I was there. I went out.

13 Q I believe we talked about this

14 yesterday, so I want to go through it very

15 quickly, but were part of your duties training SRG

16 officers?

17 A No. I do not train SRG officers.

18 Q Okay. Any policies for SRG members?

19 A No.

20 Q Promotions within SRG?

21 A I can make recommendations. I do not

22 promote. We don't promote within SRG.

23 Q So someone can never go from -- into a

24 sergeant position within SRG?

25 A That is -- you have to take a civil

Page 31

1 Inspector G. Dowling

2 apologize. Details would go from the patrol

3 borough commander to the operations unit approval,

4 and then it would go to our parent command, which

5 is special operations, and then it filtered down

6 to our detail unit, and I would deploy personnel

7 as needs of the department to the details.

8 Q You mentioned that you would act as

9 commander when the commanding officer was not

10 present or other things you would do when the

11 commanding officer was not present. That

12 commanding officer was John D'Adamo?

13 A Yes.

14 Q How frequently would you have to do that

15 when he was not present?

16 A I could not put a number on it, but

17 it's -- I'm not saying it was frequent. It

18 wasn't -- I was there three and a half years, so I

19 can't put a number on it.

20 Q Would you say it was a regular part of

21 your duties?

22 A When he wasn't present?

23 Q To perform those functions, yes.

24 A Yes.

25 Q And did those duties as you just

Page 33

1 Inspector G. Dowling

2 service test to become a sergeant.

3 Q Captain position?

4 A Lieutenant, captain, civil service

5 positions.

6 Q Do you have any role in hiring or

7 transferring within SRG?

8 A Yes.

9 Q Discipline of SRG members?

10 A Yes.

11 Q Planning for SRG response to incidents?

12 A Yes.

13 Q Serving as an SRG incident commander?

14 A Yes.

15 Q You mentioned before that people

16 would -- that you would go out into the field when

17 called on larger incidents.

18 Who would call you to go out in the

19 field?

20 A Well, if an incident was deemed a

21 response by SRG members, the command where the

22 incident was occurring would activate a, what we

23 call a Level 1 mobilization, which would be a

24 patrol borough SRG response. Those members would

25 respond, and depending on type of incident, if I

<p style="text-align: right;">Page 34</p> <p>1 Inspector G. Dowling</p> <p>2 deemed it necessary for my, for my presence to be</p> <p>3 there, I would go.</p> <p>4 Q So you were the one determining whether</p> <p>5 it was appropriate to go out to one of these</p> <p>6 incidents?</p> <p>7 A Myself, yes.</p> <p>8 Q Was your presence, to your knowledge,</p> <p>9 ever requested from higher up officials?</p> <p>10 A Not to my knowledge. Not that I recall.</p> <p>11 Q Did your commanding officer ever suggest</p> <p>12 that you go out?</p> <p>13 A No.</p> <p>14 Q Chief of department ever suggest that</p> <p>15 you go out?</p> <p>16 A No, not to my knowledge. Not that I</p> <p>17 recall.</p> <p>18 Q Just so I'm understanding, your position</p> <p>19 within the command structure of SRG was right</p> <p>20 below the commanding officer?</p> <p>21 A That is correct.</p> <p>22 Q And everyone below that level in some</p> <p>23 cases reported to you; is that fair to say?</p> <p>24 A Yes, that's fair to say.</p> <p>25 Q Did you have any specific people who</p>	<p style="text-align: right;">Page 35</p> <p>1 Inspector G. Dowling</p> <p>2 reported to you?</p> <p>3 A No.</p> <p>4 Q And generally how do you communicate</p> <p>5 within SRG about issues on the job?</p> <p>6 A Telephonically, in person, email.</p> <p>7 Q Did you ever use texts?</p> <p>8 A Yes, I have.</p> <p>9 Q During the George Floyd protests?</p> <p>10 A That I don't recall.</p> <p>11 Q And did you ever communicate over the</p> <p>12 radio?</p> <p>13 A Yes.</p> <p>14 Q During the George Floyd protests?</p> <p>15 A Yes.</p> <p>16 Q I believe you also mentioned about a</p> <p>17 Level 1 response.</p> <p>18 A Mobilization.</p> <p>19 Q Mobilization. Thank you. That is</p> <p>20 borough command plus SRG; is that right?</p> <p>21 A A command in question that calls that,</p> <p>22 so again, I have to give an example if it's okay.</p> <p>23 The 9th Precinct in Manhattan South calls for a</p> <p>24 Level 1 -- for a missing, special category</p> <p>25 missing. There would be response by the Manhattan</p>
<p style="text-align: right;">Page 36</p> <p>1 Inspector G. Dowling</p> <p>2 SRG to that location to assist the precinct in</p> <p>3 question.</p> <p>4 Q And would you be the one approving that</p> <p>5 Manhattan level response to the request for</p> <p>6 assistance in that way?</p> <p>7 A I could -- depending on resources and</p> <p>8 depending on the type of incident, I could cancel</p> <p>9 it if I deemed necessary.</p> <p>10 Q Is there something above a Level 1? Is</p> <p>11 there a Level 2?</p> <p>12 A There's Level 2, there's a Level 3, and</p> <p>13 there's a Level 4.</p> <p>14 Q Can you tell me what a Level 2, a Level</p> <p>15 3 and a Level 4 are?</p> <p>16 A A Level 2 is -- and I'll just -- I'll</p> <p>17 try and keep it simple. I'm not disparaging you.</p> <p>18 Believe me.</p> <p>19 So a Level 2 could be all SRGs respond</p> <p>20 to a certain location. A Level 3 would be -- and</p> <p>21 there's other units involved. It escapes me, but</p> <p>22 ESU and so on and so forth, but a Level 3 would be</p> <p>23 one sergeant and eight police officers from each</p> <p>24 command in that geographical borough, okay? And</p> <p>25 then a Level 4 is -- if my memory serves me</p>	<p style="text-align: right;">Page 37</p> <p>1 Inspector G. Dowling</p> <p>2 correctly, it's a one and eight from every command</p> <p>3 in the city.</p> <p>4 Q During the George Floyd protests, were</p> <p>5 there any Level 3s requested?</p> <p>6 A I don't recall.</p> <p>7 Q Any Level 4s?</p> <p>8 A Again, I don't recall.</p> <p>9 Q Okay. So during the George Floyd</p> <p>10 protests -- and I want to talk about just the</p> <p>11 early period, May 28 to June 6. Could you</p> <p>12 describe to me a typical workday, when you started</p> <p>13 work, what were your first activities, and when</p> <p>14 you left work for the day.</p> <p>15 A From May 28 to June 6?</p> <p>16 Q Yes, those early days of the George</p> <p>17 Floyd protests.</p> <p>18 A Okay. From my recollection, I would</p> <p>19 come in to work usually around 10:00. I would</p> <p>20 come in, speak to the chief, what resources we</p> <p>21 have, possibly what went right and how can we</p> <p>22 improve on things from the night before or the day</p> <p>23 before. Get dressed, and we were normally</p> <p>24 utilized for the protests that are ongoing that</p> <p>25 day, so we would respond to whatever location was</p>

Page 38

1 Inspector G. Dowling

2 deemed necessary, and we would brief our, our

3 supervisors, and most of those days went on and on

4 and on.

5 There was days I didn't get out until

6 6:00 in the morning, there was days I didn't get

7 out until 2:00 in the morning, and so on and so

8 forth. Again, policing protests also in that day.

9 I apologize.

10 Q Thank you.

11 Now, you mentioned that some days you

12 would not finish until 6:00 a.m., so almost a

13 20-hour tour; am I understanding that correctly?

14 A That's correct.

15 Q You also mentioned that you would speak

16 to your superiors. Who were you referring to?

17 A My supervisors.

18 Q So supervisors within SRG?

19 A Yes.

20 Q And what -- when you say "supervisors"

21 in SRG, what do you mean by that?

22 A That would be supervisors. Sergeants

23 and lieutenants assigned to the detail often give

24 instructions as to what is expected. As I

25 mentioned yesterday, the call of the day, the

Page 40

1 Inspector G. Dowling

2 A Yes.

3 Q You mentioned Chief Monahan. What did

4 you speak with him about during the George Floyd

5 protests?

6 A I could tell you one time, whether we've

7 got to make arrests or not, but that's -- that was

8 the only thing I can remember.

9 Q And when was that conversation?

10 A I don't recall.

11 Q Where were you?

12 A Midtown Manhattan.

13 Q Do you recall what day?

14 A I can tell you it was when the looting

15 was occurring. I don't know what specific day.

16 Q So that conversation with Chief Monahan,

17 he was the chief of the department at the time;

18 that was a superior position to yours?

19 A Oh, much superior, yes.

20 Q And did you consult with him about

21 whether to make arrests?

22 A Again, I don't remember the crux of the

23 conversation. I just remember we were discussing

24 about making arrests.

25 Q And is it fair to say that in that type

Page 39

1 Inspector G. Dowling

2 return date, where we would be deployed, where we

3 want people set up after conferral with the

4 borough commander, certain instructions like that.

5 Q You also mentioned speaking with the

6 chief. Were you referring to Chief D'Adamo?

7 A I apologize. Yes, Chief D'Adamo.

8 Q Did you speak with any other chiefs

9 during this period?

10 A During the details, yes.

11 Q And you mean during the protest detail?

12 A I'm sorry. I apologize. Yes, during

13 protest details.

14 Q What types of chiefs did you speak with

15 or which chiefs did you speak with?

16 A Chief Steve Hughes, commanding officer

17 of patrol borough Manhattan South. Deputy Chief

18 James Keel, Manhattan South. Chief Maddrey,

19 commanding officer of Brooklyn North. Chief

20 Monahan, then chief of the department.

21 I'm sure there's many others. I don't

22 recall everybody.

23 Q Chief Wedin?

24 A Yes.

25 Q And Chief Lehr?

Page 41

1 Inspector G. Dowling

2 of situation, you were to follow his directions?

3 A Yes.

4 Q And did you, in fact, follow his

5 directions on that day?

6 A Yes.

7 Q So as you discussed yesterday, part of

8 SRG's purpose is to respond to protests and large

9 demonstrations?

10 A Yes.

11 Q And specifically with respect to SRG,

12 you have received training on doing that?

13 A Yes.

14 Q And beyond that, have you also received

15 training in your normal duties as a police officer

16 with respect to policing protests?

17 A I recall in the academy briefly

18 receiving training regarding protests. Through my

19 training -- sorry. Through my experience,

20 however, that's where most of my knowledge came

21 from for policing protests.

22 Q And your academy training would have

23 been in 1995; is that right?

24 A '95/'96, yes.

25 Q So when you say your experience came

Page 42

1 Inspector G. Dowling
2 through -- or your training came through
3 experience, I wonder if you can elaborate on that.
4 By direction from other officers or just by
5 handling things and learning from that?
6 A By both. I was blessed to, in my
7 opinion, learn from great executives who have
8 dealt with -- when I was first assigned to
9 Manhattan South, the Fifth Precinct, learn from
10 those individuals who guided me and instructed me
11 on how to handle large-scale protests, and I
12 continued learning, developing; and then when I
13 went to SRG, attending the mobilization exercises
14 and also solidified my knowledge on how to police
15 these demonstrations.
16 Q Do you recall the names of any of the
17 executives that you were fortunate to learn from
18 that you just mentioned?
19 A I can tell you one. Dennis DeQuatro.
20 Q Any others that you recall?
21 A Now he's a chief. Chief Winski, Chief
22 Edward Winski.
23 Q Any others?
24 A Thomas Purtell.
25 Q Any others?

Page 44

1 Inspector G. Dowling
2 Q What I'll ask you to do is download that
3 and open it up. You should be able to click on
4 it, and let me know when you have done that.
5 A Do I keep clicking on it? Is that what
6 it is? Sorry.
7 Q So the way it works for me, and maybe
8 Amy can explain it, is I click on it, and then it
9 sort of downloads and opens in another window. I
10 don't know if that's true for you.
11 MS. ROBINSON: Chief, do you need
12 some tech help?
13 THE WITNESS: I may. I know this
14 is confidential. Can I bring in somebody to
15 help me with this?
16 MS. ROBINSON: Yes. If you have
17 the tech guy come in and just help you with
18 this one, then maybe you'll be able to do the
19 rest of them.
20 THE WITNESS: Yeah, I apologize.
21 MS. BIKLEN: Let's take a
22 five-minute break.
23 MS. ROBINSON: Okay.
24 (Whereupon, a short recess was
25 taken.)

Page 43

1 Inspector G. Dowling
2 A Those are the three names that stick out
3 to me.
4 Q Did you have any negative experiences
5 policing protests that led you to learn something?
6 A I can't think of anything off the top of
7 my head right now, but I'm not saying that's -- I
8 just can't think of one specific incident.
9 Q But is it fair to say that you learned
10 from mistakes?
11 A Yes. I'm not infallible. Yes.
12 MS. BIKLEN: Okay. I'm going to
13 use an exhibit. I have premarked them, and I
14 have premarked them as Dowling Exhibit 2 to
15 represent today, and I'm going to put it in
16 the chat. Let's see if you can see it.
17 And Amy, these are the ones that I
18 have sent to you.
19 (Exhibit 2-1 was marked for
20 identification.)
21 BY MS. BIKLEN:
22 Q I just sent you an exhibit in the chat,
23 which is like the little speech bubble at the
24 bottom of your screen.
25 A I got it.

Page 45

1 Inspector G. Dowling
2 BY MS. BIKLEN:
3 Q All right, Chief. I have put in the
4 chat what has been marked as Dowling Exhibit 2-1.
5 Can you see that?
6 A Yes.
7 Q And what is this document?
8 A That is called "cupper" or CPR. It's
9 information as to rank, name. It's a department
10 document that gives you a background on the
11 officer in question.
12 (Discussion was held off the
13 record.)
14 BY MS. BIKLEN:
15 Q And it says "NYPD - Personnel Profile
16 Report - All History," correct?
17 A Correct.
18 Q And this is your name on the document?
19 A Yes.
20 Q And in Exhibit 2-1, do you see the tax
21 ID?
22 A Yes, I do.
23 Q And that's tax ID 915640?
24 A Yes.
25 Q And that's yours?

Page 46

1 Inspector G. Dowling

2 A Yes.

3 Q Okay, great.

4 Now, if you turn to the page marked at

5 the bottom DOWLING-DEP-009, or if you scroll down

6 to that page.

7 A Yes, I have it.

8 Q You'll see some trainings, and are these

9 trainings that you took and you completed?

10 A Yes.

11 Q Do you see the entry for training "SRG

12 LRAD training" is on October 22, 2019?

13 A I do.

14 Q What did that training consist of?

15 A It's been a while, but how to utilize

16 the, as it's called here, "long-range acoustic

17 device." Distance away from demonstrators,

18 protesters. The numbers that correspond with the

19 violation they are committing. That's what I

20 recall.

21 Q Now, you just said which numbers to

22 check. Is that -- are you referring to which

23 warnings to send out through the LRAD?

24 A There are preprogrammed warnings within

25 the LRAD, whether it is to have people,

Page 48

1 Inspector G. Dowling

2 A Yes.

3 Q And my question is: Did you receive

4 training on sort of the different types of

5 warnings to use, depending on the situation?

6 A I don't recall.

7 Q Now, that LRAD training course, was that

8 just for executives?

9 A No. That was for all -- I believe that

10 was for all members assigned to SRG. Again, I

11 don't recall. I'd like to rephrase that. I'm not

12 100 percent certain on that.

13 Q About whether it's for all SRG members?

14 A Correct.

15 Q Who has access to the LRAD warnings at a

16 demonstration?

17 A Disorder control unit.

18 Q And what level of officer determines

19 whether to start playing one at a demonstration?

20 A An executive assigned to SRG or the

21 incident commander or their designees to request.

22 Q And by "executive," is that referring to

23 a captain and above?

24 A Yes.

25 Q Could an incident commander assigned to

Page 47

1 Inspector G. Dowling

2 demonstrators, protesters move out of the street,

3 the type of violation they are committing, things

4 of that nature.

5 Q And did you receive training, other than

6 which numbers go with which message, but sort of

7 which messages to use in which circumstances?

8 A It's based on the incident itself, not

9 specific training for that.

10 Q When you say it's "based on the incident

11 itself," what do you mean?

12 A It could be a certain crime that's

13 occurring, unlawful assembly, disorderly conduct,

14 so that's what I mean by it's based on the

15 incident that's occurring.

16 Q But there are different types of

17 warnings that go through the LRAD, correct?

18 A Correct.

19 Q One could be a warning to disperse?

20 A Yes.

21 Q Another could be a warning that the

22 crowd is under arrest and do not resist?

23 A Correct.

24 Q And some of those warnings are specific

25 to the violation or crime that's occurring?

Page 49

1 Inspector G. Dowling

2 SRG be in some position less than a captain?

3 A An incident commander assigned to SRG,

4 yes.

5 Q And in that position, they could

6 determine whether to play an LRAD warning as

7 appropriate?

8 A No. Again, they can be requested. The

9 incident commander from a patrol borough can

10 request the I'll say lieutenant for incident

11 command from SRG to start playing warnings if

12 there's not an SRG executive on the scene.

13 Q And so you said that at this training,

14 you were not -- it did not cover when to play the

15 warnings. Is there a training that does cover

16 when to play warnings?

17 A No, I didn't say that they did not -- we

18 didn't learn to play warnings. I just said I

19 don't know, I don't recall, because when we play

20 warnings, it's when we're at the scene and it's

21 determined that the incident commander wants, for

22 whatever reason, to play a warning to the

23 demonstrators or protesters, just play the

24 warnings.

25 Q Okay.

Page 50

1 Inspector G. Dowling

2 A So it's hard to say that we have trained

3 in that. That's a -- the functionality of the

4 LRAD is what we learned.

5 Q Okay, but do you have any written

6 materials describing when such warnings should be

7 played when SRG is policing a protest?

8 A I don't recall.

9 Q Is it up to the discretion of the SRG

10 executives and incident commanders on the scene?

11 A The incident commander on the scene.

12 Q The patrol bureau incident commander?

13 A Correct.

14 Q And also the SRG executive?

15 A No. The patrol borough commander will

16 dictate if and when he or she wants those warnings

17 to be played.

18 Q If I had a document that said Inspector

19 Dowling authorized LRAD to be used, what would be

20 meant by that authorization?

21 A It depends on who the document came

22 from. It would have -- if that -- if you do have

23 one, I received permission or a request from a

24 patrol borough incident commander to play the

25 warnings or play the LRAD.

Page 52

1 Inspector G. Dowling

2 de-escalation technique.

3 Q During the George Floyd protest, was it

4 ever the case that SRG was responding to an

5 incident without patrol borough incident command?

6 A I'm sure there were many incidents. I

7 would say yes. None that I can specifically

8 recall, but I would say yes.

9 Q And in that training with respect to

10 LRAD, was the content of the messages discussed in

11 any way?

12 A Would you repeat that question? I

13 apologize.

14 Q In the LRAD training that you took in

15 October of 2019, other than the specific

16 relationship between the number and the offense,

17 was the, the content, the meaning of the messages

18 discussed in any way?

19 A I don't recall.

20 Q Have you ever taken a training

21 specifically discussing dispersal warnings?

22 A I don't recall.

23 Q Do you recall anything related to the

24 specific elements of what should be in a dispersal

25 warning?

Page 51

1 Inspector G. Dowling

2 Q So just so I understand, is it your

3 testimony that SRG cannot play warnings without

4 permission from a patrol borough services incident

5 commander?

6 A I never say never. There could be

7 exigent circumstances.

8 Q Let me rephrase.

9 Is it your testimony that SRG does not

10 play an LRAD warning without permission from a

11 patrol borough services incident commander?

12 MS. ROBINSON: Objection; asked and

13 answered. You can answer.

14 THE WITNESS: I said absent exigent

15 circumstances, we do not do that, yes.

16 BY MS. BIKLEN:

17 Q And what are the exigent circumstances

18 in which an LRAD would be played without

19 permission from the patrol borough incident

20 commander?

21 A One such incident, if we came upon a

22 tumultuous crowd, and we tried to get them off the

23 street, and an incident commander was not present,

24 in order to bring order back to that specific

25 location, we could, could play the LRADS as a

Page 53

1 Inspector G. Dowling

2 A I tell you what we normally do is give

3 warnings, and then we -- absent exigent

4 circumstances, of course -- give a command to --

5 that the subjects will be arrested or the people

6 will be arrested since they didn't heed our

7 warnings.

8 Q And what are those exigent circumstances

9 where you would not give the command that the

10 subjects will be arrested?

11 A Again, the incident itself would dictate

12 that. It could be tumultuous behavior. Again,

13 it's not necessary. It's not our policy to always

14 give a warning. However, we'd like to de-escalate

15 situations, and if the incident doesn't allow us

16 to give those warnings like we normally would, we

17 wouldn't give those warnings.

18 Q And is it your testimony that providing

19 the warning that the subjects are now under

20 arrest, does it help to de-escalate a situation?

21 A We gave the warnings prior that they

22 were in violation. That's what I mean. So

23 that -- we attempt to de-escalate in that sense,

24 and if they do not comply with a lawful order, we

25 say you will be arrested.

Page 54

1 Inspector G. Dowling

2 Q I'm just trying to understand the

3 relationship with de-escalation. Is it your

4 testimony that providing those warnings helps

5 de-escalation?

6 A In many instances it has.

7 Q If you go down to the next page that is

8 marked at the bottom DOWLING-DEP-010, I'd like to

9 ask you about a training called "SRG Refresher"

10 dated May 12, 2019.

11 A I'm sorry. Number 10?

12 Q Yes, of the document, not of the PDF.

13 A Yes, I have it, I have it. May 12,

14 2019.

15 Q Yeah, it's about a third down the page,

16 "SRG Refresher," what does that refer to?

17 A Again, that's going on almost three

18 years. That could be -- I don't recall

19 specifically. I don't want to guess.

20 Q Do you recall any refreshers about

21 protests?

22 A I recall the mobilization exercises

23 monthly. Excuse me. Eight times per month, I

24 should say, we gave the mobilization exercise.

25 Q And I believe you testified yesterday

Page 56

1 Inspector G. Dowling

2 Q Including using OC spray and when that's

3 appropriate?

4 A Yes.

5 Q And when did that start?

6 A I want to say sometime in 2018.

7 Q And what is the training on

8 less-than-lethal force?

9 A Our job is to protect everybody's First

10 Amendment rights. We protect life and personal

11 safety. Less-than-lethal force, if we -- we use

12 the amount of force necessary, the minimal amount

13 of force necessary to effect an arrest while

14 preserving life and personal safety.

15 Q I'm not sure you answered my question.

16 Are those tenets what is trained on in the field

17 mobilizations that you've been discussing?

18 A We have spoken about that during field

19 mobilization, yes.

20 Q And including when it's appropriate to

21 use OC spray in a protester situation?

22 A Yes.

23 Q Okay. What was discussed?

24 A We try not to use OC spray

25 indiscriminately absent exigent circumstances. We

Page 55

1 Inspector G. Dowling

2 that those were field exercises?

3 A Yes.

4 Q Did this refresher course on May 12,

5 2019 happen in the field?

6 A I don't recall.

7 Q If it says "department training" on the

8 left side, does that help refresh your

9 recollection?

10 A No.

11 Q Do you recall anything related to the

12 right to assemble in this 2019 refresher course?

13 A I don't recall.

14 Q Was there discussion of First Amendment

15 rights of protesters in this 2019 course?

16 A I don't recall.

17 Q Anything related to using OC spray in

18 this 2019 course?

19 A I don't recall.

20 Q You mentioned the mobilization field

21 exercises that happen regularly.

22 A Yes.

23 Q Do those do training on less-than-lethal

24 force?

25 A Yes.

Page 57

1 Inspector G. Dowling

2 have different types of OC spray, when those can

3 be utilized, by whom they could be utilized.

4 That's what I recall from that training, from

5 mobilization exercises.

6 Q And it's your testimony that that type

7 of training started in 2018?

8 A Sometime in 2018, 2019.

9 Q Okay, and is it your testimony that OC

10 spray could be used indiscriminately if there are

11 exigent circumstances?

12 A One more time? Sorry.

13 Q Is it your testimony that OC spray can

14 be used indiscriminately in exigent circumstances?

15 A That wasn't clear. Sorry. Sprayed

16 indiscriminately? I'm trying to think of the

17 right terminology. Not used indiscriminately. I

18 apologize. That's the wrong terminology. Sprayed

19 in a vast direction indiscriminately, absent

20 exigent circumstances. I apologize.

21 Q Okay. So just to be clear, you are

22 saying that OC spray should not be sprayed in a

23 vast direction absent exigent circumstances?

24 A Correct.

25 Q What are the exigent circumstances that

Page 58

1 Inspector G. Dowling

2 OC could be sprayed in a vast direction?

3 A If we need to -- if the police horses

4 are getting approached by a tumultuous multiple

5 group, advanced on, and we have to egress, that is

6 one way. If we have to extract an aided case from

7 the scene, and the crowd will not disperse, that's

8 another way.

9 Those are the ones that I recall right

10 now.

11 Q And when you say spray in a "vast

12 direction," you mean spray across a crowd of

13 people, correct?

14 A Correct.

15 Q And how many times since 2018 would you

16 say that SRG officers have trained on that issue?

17 MS. ROBINSON: Objection. You can

18 answer.

19 THE WITNESS: I don't have that

20 answer.

21 BY MS. BIKLEN:

22 Q Have you personally instructed SRG

23 officers with respect to those types of

24 circumstances in which they could use OC spray

25 across a crowd of individuals?

Page 60

1 Inspector G. Dowling

2 when to utilize that OC spray.

3 Q Does that situation include if they're

4 with, you know, dozens of other cops and could

5 just move somewhere?

6 A I would have to know the whole

7 situation.

8 Q Fair enough.

9 Okay. I would like to turn back to page

10 DOWLING-DEP-009, the page previous, and ask you to

11 look at a training called "COVID-19 Protective

12 Masks" that was on May 25, 2020.

13 A Yes.

14 Q Okay, and that was right before the

15 protests started?

16 A Yes.

17 Q Okay, and that training was about

18 wearing masks to protect from COVID?

19 A Yes.

20 Q And at that time what was the policy of

21 the NYPD related to wearing masks to protect from

22 COVID?

23 A If I remember correctly, we were

24 supposed to wear masks at all times while, while

25 working.

Page 59

1 Inspector G. Dowling

2 A No.

3 Q What information are SRG members given

4 to help with these types of exigent circumstances,

5 as you've described them, versus just a group of

6 individuals yelling and screaming?

7 A If supervisors are present, supervisors

8 can give direction as to whether or not that

9 situation requires that type of less-than-lethal

10 force.

11 Q And are SRG members supposed to get

12 supervisor approval before using that type of

13 less-than-lethal force?

14 A Not in all uses of OC spray.

15 Q Well, you've just told me that the way

16 that members are instructed about how to

17 distinguish those situations is because

18 supervisors are present. So if they don't need

19 supervisory approval, how else are they supposed

20 to distinguish those situations where they could

21 use OC spray across a vast array of people versus

22 when it's just a crowd yelling and screaming?

23 A If there's a possibility that they are

24 in danger of serious physical injury or serious

25 injury, they can utilize -- they can determine

Page 61

1 Inspector G. Dowling

2 Q And was that part of the training?

3 A From what I recall, yes.

4 Q Did you complete that training?

5 A Yes.

6 Q Successfully?

7 A Successfully.

8 Q And now I'd like you to turn to the

9 previous page, DOWLING-DEP-008, "SRG Field Force

10 Operations - Executive Awareness," dated July 7,

11 2020.

12 A Yes.

13 Q Okay, and this is a training just for

14 SRG executives?

15 A That was for executives throughout the

16 department, if I'm not mistaken.

17 Q Okay, and what was that training about?

18 A So it would give an overview of what

19 executives from the New York City Police

20 Department could expect while field forces are

21 assigned to them, how to deploy them, how to

22 monitor what is happening, and it also showed what

23 equipment was available to SRG members to the

24 deployment, show how SRG bicycles can be utilized.

25 That's what I recall from that training.

Page 62

1 Inspector G. Dowling

2 Q And was this training in relationship to

3 the protests and the field forces that had been

4 used during the protest just prior to that?

5 A Yes.

6 Q Did it discuss the protests?

7 A I'm sure there were examples given

8 during a protest -- or utilizing the protest. I'm

9 sorry. I'm sorry.

10 Q No. Continue.

11 A That was it.

12 Q Any lessons learned from the

13 mobilization of field forces at the protests?

14 A Yes.

15 Q What were some of those lessons?

16 A That advance with officers should not,

17 should not caravan. By "caravan," I mean line up

18 behind a large mobile protest. Officers should

19 walk alongside the demonstrators, not behind. The

20 frequency utilized by our department radios and

21 how to use those radios to keep chatter off, so

22 that if there's an emergency message, people can

23 get through.

24 That's, that's what it was. Some of the

25 best practices that was discussed.

Page 64

1 Inspector G. Dowling

2 "containment"?

3 BY MS. BIKLEN:

4 Q Well, let's, let's go back.

5 How, how have you been instructed about

6 how to effect mass arrests?

7 A Depending on the, the incident itself,

8 so we have -- it could be peaceful demonstrators.

9 They would read the warnings if possible. We

10 would approach each person after a warning is

11 given, instruct each person that they will be

12 arrested, place them in cuffs. They would be led

13 to the prisoner wagon where a supervisor would be

14 present. They would -- the supervisor -- they

15 would be searched. Their belongings would be

16 placed in an envelope. The supervisor would

17 ensure that the officer is aware of why the arrest

18 was being made.

19 A picture would be taken with the

20 arresting officer or the assigned officer and the

21 arrestee, and that arrestee would be placed in the

22 van where they would be taken to an arrest

23 processing center, and that could be in a local

24 precinct, that could be perhaps downtown at the

25 mass arrest processing center at 1 Police Plaza --

Page 63

1 Inspector G. Dowling

2 Q Was there any discussion of mass arrests

3 at that training?

4 A I don't recall.

5 Q Containment for the purpose of mass

6 arrests at that training?

7 A I don't recall.

8 Q That training aside, have you received

9 training on mass arrests?

10 A Again, in mobilization exercises, we do.

11 We have actors portraying themselves as -- we have

12 actors portraying themselves as peaceful

13 demonstrators as well as non-peaceful

14 demonstrators, so I have received training

15 regarding mass arrest situations.

16 Q And as part of that training, have you

17 received training on sort of the tactics effecting

18 mass arrests?

19 A Yes.

20 Q Containment for the purpose of mass

21 arrests?

22 MS. ROBINSON: Objection. You can

23 answer.

24 THE WITNESS: By "containment,"

25 what -- I'm sorry. What do you mean by

Page 65

1 Inspector G. Dowling

2 sorry -- inside 1 Police Plaza.

3 A supervisor would respond to 1 Police

4 Plaza or the precinct where the arrestees are

5 being taken to, and ensure that the proper

6 paperwork is being prepared, along with that the

7 person -- sorry -- the officer knows why that

8 person is being arrested.

9 Q So Chief, let me just stop you there,

10 because I want to go back to the field part.

11 You said if they're peaceful, they might

12 be arrested one by one; is that accurate?

13 A One by one.

14 Q You would go up to each protester and

15 arrest them?

16 A Ideally we'd like to, yes.

17 Q Okay. When you say "peaceful," could

18 peaceful mean screaming and yelling?

19 A Sure.

20 Q Could peaceful mean carrying signs?

21 A Yes.

22 Q Could peaceful mean standing in the

23 middle of the street?

24 A Yes.

25 Q Could peaceful mean linking arms?

Page 66

1 Inspector G. Dowling

2 A If they unlink arms when we go to arrest

3 them, that would be peaceful, absolutely.

4 Q And in that situation, how do you keep

5 them from all running away when you go up to

6 arrest them?

7 A We can use an encirclement maneuver

8 where we encompass the people we want to arrest.

9 Q Can you describe that encirclement

10 maneuver to me? And I'll just note for the record

11 that Chief Dowling put out his arms in sort of a

12 circle manner.

13 Can you describe that using words?

14 A We could give a hand signal as we want

15 encirclement, so that would be above our heads,

16 like you said, a circle movement, or a verbal

17 direction as to have officers or bicycle officers,

18 it doesn't matter, encircle that crowd, that group

19 we are going to arrest, and arrest those people.

20 Q And so when you say "encircle that

21 crowd," does that mean police officers would be in

22 formation on each side of the crowd?

23 A They would literally be a circle around

24 that crowd. They would form a circle around that

25 crowd.

Page 68

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q So you don't know what the term cattling

4 means?

5 A Only from what the media said.

6 Q When you've heard it used in the media,

7 did it sound like encirclement to you?

8 A No.

9 Q So what is the difference?

10 A That's -- I don't know what the

11 terminology that the, the media would have used,

12 so I don't know what the definition of their term

13 cattling is. I just know what our term, our

14 method of encirclement entails. It's not -- you'd

15 have to ask somebody from the media. I don't

16 know.

17 Q If I represent to you that cattling has

18 been used as a term to represent when police

19 officers surround a protest march, does that sound

20 like encirclement to you?

21 A I'd have to see the example that's being

22 put forth.

23 Q We will get back to that later.

24 I believe you talked about -- so that's

25 with a peaceful crowd. What training do you have

Page 67

1 Inspector G. Dowling

2 Q And that could be bicycle officers and I

3 believe you said other officers?

4 A Correct. Foot officers.

5 Q And you're using the term "encirclement"

6 for that?

7 A Yes.

8 Q Have you ever used heard the term

9 "cattling"?

10 A I have.

11 Q Have you heard the term cattling to

12 describe what you just called encirclement?

13 A By the media, yes.

14 Q Other than the different term, the name

15 encirclement versus cattling, what are the

16 differences in your mind between what the media

17 has called cattling and what you just called

18 encirclement?

19 MS. ROBINSON: Objection. You can

20 answer.

21 THE WITNESS: Again, with the media

22 terminology with cattling, that is -- I don't

23 even know what the media terminology is, to

24 be quite honest with you.

25

Page 69

1 Inspector G. Dowling

2 on making mass arrests with not a peaceful crowd?

3 And I'm just asking about sort of the process of

4 putting people into cuffs. We'll deal with all

5 the other stuff another time.

6 A Again, we -- our job at protests is to

7 protect life and personal safety, so once a

8 peaceful protest can become unlawful or violent,

9 we would have to use the least amount of force

10 necessary to effect those arrests.

11 Q Okay. Well, you've just described to me

12 where a crowd is encircled and arrested -- an

13 officer going up to the person and arresting them.

14 When they are encircled, are they free to leave?

15 A They are informed that they are being

16 arrested.

17 Q So they're under arrest at that point;

18 is that right?

19 A Correct, in our custody, yes.

20 Q Now, a peaceful march could be unlawful,

21 right?

22 A They could have committed violations,

23 yes.

24 Q Okay. They could be blocking traffic?

25 A Yes.

Page 70

1 Inspector G. Dowling

2 Q Now, is there a different maneuver other

3 than encirclement that you use for a non-peaceful

4 crowd?

5 A We, we don't necessarily use

6 encirclement every time. It could be one on one

7 with an officer trying to get that person into

8 custody with using -- if that person is using like

9 physical evasive movements, resisting arrest, we

10 try to assign that based on our -- I want to say

11 amount of personnel that we have, we try to assign

12 that arrest specifically for resisting arrest to

13 that one officer who the person was fighting with,

14 so that's -- we don't always use encirclement.

15 Q Do you ever use encirclement while an

16 order to disperse is playing?

17 A I cannot recall an incident where that

18 happened.

19 Q Can a member of the crowd disperse if

20 they are encircled?

21 A It's happened.

22 Q How would they disperse in those

23 situations?

24 A There have been times where they just

25 walked out between officers and have not been

Page 72

1 Inspector G. Dowling

2 As far as an aided case, same example, a

3 tumultuous crowd, violent. We have to remove that

4 aided case. We can use that OC spray to form a

5 protective barrier or a zone of safety to remove

6 that aided in a peaceful and noninjurious manner,

7 and if an officer is in fear for his -- serious in

8 fear for his physical safety, he can utilize that

9 OC spray to remove himself from that scene.

10 Q And again this is specifically on

11 crowds, not on individuals. Is that still your

12 answer?

13 A That's still my answer.

14 Q Okay, and use of OC spray is considered

15 use of force that must be reported?

16 A Less-than-lethal, yes.

17 Q Are there special circumstances for the

18 use of OC spray when there is a crowd?

19 A Tumultuous groups that are violent,

20 trying to -- actively resisting, we can utilize OC

21 spray to overcome an assault.

22 Q What about concern for bystanders; where

23 does that come in?

24 A Again, our job is to protect the safety

25 of everyone involved.

Page 71

1 Inspector G. Dowling

2 arrested. It's possible.

3 Q Did any of those times happen during the

4 George Floyd demonstrations?

5 A Yes.

6 Q When?

7 A I don't have specifics, but I know --

8 I've been there when it has happened, but I don't

9 have specifics.

10 Q No time that you can recall that comes

11 to mind?

12 A No.

13 Q I'd like to go back quickly to the

14 discussion on the OC spray. You discussed three

15 instances where it could be used against a crowd,

16 and let me know if this testimony is correct.

17 When the NYPD has to egress, when you

18 have to extract an aided case and the crowd won't

19 disperse, and -- or if the officer is in danger of

20 serious injury; is that your testimony?

21 A Can I just go back for a second?

22 The original one, if we have to egress

23 and a violent crowd is not allowing us to egress,

24 if we have to utilize OC spray, we utilize OC

25 spray to get out of that crowd.

Page 73

1 Inspector G. Dowling

2 Q How does that -- what is an SRG officer

3 to do when there is a crowd and there are

4 bystanders who are not committing any violations

5 or not being tumultuous?

6 A The bystanders -- again, I would have to

7 know the situation.

8 Q They're in the crowd.

9 A They're in the crowd, a tumultuous

10 crowd.

11 Q Well, what do you mean by "tumultuous"?

12 A So violence, making arrests, are we --

13 are they resisting arrests actively, are they

14 pulling at officers.

15 Q When you use the word "tumultuous," do

16 you mean that every single person in the crowd is

17 doing that?

18 A No. I'm asking -- I'm sorry. I'm not

19 trying to ask you the question, but I'm trying to

20 capture the scene.

21 Q Well, you're saying a tumultuous crowd,

22 so I'm trying to understand that what a tumultuous

23 crowd is. Does that mean every single person in

24 the crowd is committing violence?

25 A It could. It's happened.

Page 74

1 Inspector G. Dowling

2 Q Could it also mean that some people in

3 the crowd are not doing that?

4 A Sure, it could be, yes.

5 Q And in those circumstances where not

6 every single person in the crowd is committing

7 violence, have you instructed SRG officers about

8 how to take into consideration the effect on

9 bystanders, non-violent people, when using OC

10 spray in those situations?

11 A I have not personally instructed

12 officers on that, no.

13 Q Do you know of anyone who has?

14 A During training, we are trained to -- if

15 an individual is within a crowd and they are

16 acting irrationally or violently, they will be

17 targeted with OC spray, and we would target them.

18 Now, unfortunately, if there is a bystander, as

19 you said, a peaceful bystander next to them, of

20 course, if they get sprayed, we would get them

21 medical treatment if necessary.

22 Q And this is training from the DCU that

23 does this?

24 A Yes.

25 Q And then have you ever received training

Page 76

1 Inspector G. Dowling

2 tactics or histories of those groups been

3 discussed in DCU trainings?

4 A Yes, but again it's not -- sorry. It's

5 not specific to the group. It's what happened

6 during those specific protests.

7 Q Any other organizations and specific

8 protests involving those organizations that you

9 can recall?

10 A Another example was the Proud Boys.

11 That was another example that was utilized.

12 Those are the ones that come to my mind.

13 Q Now, yesterday you were asked about the

14 first time you learned that there might be

15 protests in New York City relating to the murder

16 of George Floyd, and was that on May 28th itself?

17 A I believe that's when we first found out

18 there was going to be a protest at Union Square.

19 Q Prior to May 28, did you have any

20 discussions with anybody regarding the possibility

21 of protests in New York City related to the murder

22 of George Floyd?

23 A Yes.

24 Q When was that?

25 A Can't say specifically. It was in

Page 75

1 Inspector G. Dowling

2 on protest tactics of any particular

3 organizations?

4 A Particular organizations? No, not that

5 I recall.

6 Q Any training on tactics, for example,

7 FTP?

8 A Have we, have we -- by "training" -- I'm

9 sorry. What exactly do you mean by "training"?

10 Q I'll rephrase the question.

11 In your training, have you ever

12 discussed the tactics of the group FTP?

13 A Yes.

14 Q What did you discuss?

15 A Through history of some of these

16 protests, FTP has acted violently toward police

17 officers, criminal mischief in communities, so we

18 would -- again, we would give examples of maybe a

19 protest where FTP was involved in.

20 Q And that's the DCU trainings?

21 A Yes.

22 Q What about decolonize/displace; have

23 those been discussed in trainings?

24 A I don't recall that one specifically.

25 Q And what about Black Lives Matter? Have

Page 77

1 Inspector G. Dowling

2 between the time of the first protest and the

3 death of George Floyd and the events that occurred

4 in Minneapolis.

5 Q So sometime between May 25 and May 28?

6 A Yes.

7 Q When did you learn about the first

8 planned protest in New York City on May 28?

9 A It was either by word of mouth or a

10 detail request.

11 Q When you say "word of mouth," what do

12 you mean?

13 A It's possible that Chief D'Adamo told me

14 that there was going to be a protest. Possibly

15 someone from our detailing unit could have told me

16 that. I don't know specifically how I found that

17 out.

18 Q Did you have discussions with Chief

19 D'Adamo about the plan to protest on May 28?

20 A Yes.

21 Q What did you discuss?

22 A Where units are going to be deployed,

23 who was going to be assigned to that detail.

24 Q Anything else?

25 A No, no, not that I recall.

Page 78

1 Inspector G. Dowling

2 Q Did you have any intelligence related to

3 that protest?

4 A Besides the location and time, I don't

5 recall.

6 Q Do you get intelligence briefings --

7 withdrawn.

8 As an executive officer of SRG, did you

9 get intelligence briefings?

10 A No.

11 Q Did you receive any emails related to

12 intelligence on upcoming things in the city?

13 A Yes.

14 Q Did you receive any emails related to

15 intelligence about the May 28 protest?

16 A A spreadsheet with the details that

17 occurred during the week, but that's the extent of

18 it that I recall.

19 Q Now, you mentioned that you discussed

20 with Chief D'Adamo about the response, the detail.

21 How did that discussion take place? Was it in

22 person?

23 A Yes.

24 Q And when you receive detail requests,

25 how does that happen?

Page 80

1 Inspector G. Dowling

2 A They were protesting the death of George

3 Floyd, from what I recall.

4 Q And did you take that into account in

5 planning the response?

6 A The specific death of George Floyd?

7 Q Or the perceived message of the protest.

8 A We take any intelligence or any, any

9 newsworthy events where we see violence occurring

10 in other cities raised our awareness to the

11 possibility that that may occur at the protest in

12 New York City.

13 Q So other than approving or being

14 notified of detail requests to send SRG details

15 out on May 28, did you take part in any other

16 planning for that protest response, the first

17 protest on May 28?

18 MS. ROBINSON: Objection. You can

19 answer.

20 THE WITNESS: I sent an email,

21 which was an exhibit yesterday, to executives

22 assigned to SRG, remind them of -- you know,

23 be professional at all times, beware of your

24 safety, and I'd have to review the document

25 again. It's been a while.

Page 79

1 Inspector G. Dowling

2 A Well, I'll explain it from A to Z if

3 that's okay.

4 So we would have -- the patrol borough

5 would learn of a protest demonstration parade in

6 their borough. They would ask for a specific

7 amount of resources from a variety of units. That

8 would then be sent to the operations unit at 1

9 Police Plaza.

10 Operations would approve the amount of

11 personnel or send it back to the borough to cut

12 the detail; in other words, to remove personnel

13 from that detail. That -- from operations, it

14 goes to -- if it's approved, it goes to special

15 operations, who will approve it and then send it

16 to SRG.

17 Q When you said the operations unit at

18 1 Police Plaza, that was your old unit? City-wide

19 operations?

20 A No, no, no, no. That was city-wide

21 operations, and there was an operations unit that

22 worked for Chief of Department's office.

23 Q And at that time did you learn about

24 what the message of the protest on May 28 would

25 be?

Page 81

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q And other than that email about

4 deploying SRG units, any other planning that you

5 engaged in with respect to that first protest on

6 May 28?

7 A None that I can recall.

8 Q And that first protest was at Union

9 Square on May 28?

10 A Yes.

11 Q And there was also a protest near City

12 Hall on May 28?

13 A Yes.

14 Q Were you physically present at either of

15 those?

16 A I'm not 100 percent certain of the one

17 at Foley Square. If you have video of me there,

18 I'll say I was there. The one in Union Square, I

19 was physically present.

20 MS. BIKLEN: I'm going to put

21 another document in the chat, and this is

22 going to be marked Dowling Exhibit 2-2.

23 (Exhibit 2-2 was marked for

24 identification.)

25

Page 82

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q And if you can please open that and take

4 a look.

5 A Yes. This is the email -- you asked me

6 to describe it? I'm sorry.

7 Q I'll ask a question, but thank you.

8 You are able to see the document marked

9 Dowling Exhibit 2-2?

10 A Yes.

11 Q And this document which ends with the

12 Bates number 61341 is an email from you sent on

13 May 28, 2020 at approximately 12:02 p.m.?

14 A Correct.

15 Q And this was the email that you were

16 just referring to in your testimony?

17 A Yes.

18 Q And you sent this to other SRG

19 executives?

20 A Yes.

21 Q Now, I know you were asked questions

22 about this yesterday, and I'll try to be very

23 brief.

24 So you say that, in the email, that

25 "there have been social media posts calling for

Page 84

1 Inspector G. Dowling

2 could have -- somebody told me about them.

3 Q And at that time at about noon on

4 May 28, did you expect that there would be

5 peaceful protesters?

6 A I could say I hoped there was peaceful

7 protesters, I know that, because every protest we

8 go in hoping.

9 Q Did you consider conveying to your staff

10 that there might be peaceful protesters?

11 A Yes.

12 Q Why didn't you write that?

13 A I don't know what my frame of mind was

14 back then, to be quite honest with you, but I can

15 tell you if I read the whole document, I might be

16 able to figure out exactly what I was implying or

17 not implying.

18 Q Please read the document. It's short.

19 (Witness peruses document.)

20 THE WITNESS: So in item number

21 2 -- sorry. In the second bullet, it said

22 "civil disobedience arrests will be approved

23 only by a patrol borough executive," so there

24 was a hope that if any action was going to be

25 taken, there might be civil disobedience.

Page 83

1 Inspector G. Dowling

2 retaliation."

3 What did you mean by "retaliation"?

4 A At the time, if my memory serves

5 correct, retaliation against police officers for

6 what happened to George Floyd.

7 Q Physical retaliation?

8 A If my memory serves correct, killing

9 police officers.

10 Q Is that what you meant in this email?

11 A Yes.

12 Q And is that the message that you

13 intended to send, that there could be retaliation

14 by the killing of police officers?

15 A The killing by police -- not killing by

16 police officers. There was social media posts

17 that said to kill police officers.

18 Q And Amy, I'll just again ask for those

19 to be produced.

20 Did you view those social media posts in

21 your capacity as an executive officer of SRG?

22 A I don't recall that at this time.

23 Q Did you personally see the posts, or

24 were you informed of them?

25 A Again, I might have witnessed them, or I

Page 85

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q That's what you meant to convey by

4 saying that, that there might be peaceful civil

5 disobedience?

6 A Possibly. I don't recall from this

7 time. It's about three years ago.

8 Q Did you consider reminding your

9 executives about the First Amendment rights of

10 protesters?

11 A I don't recall specifically for this

12 date, but I have.

13 Q When have you done that before?

14 A Addressing other demonstrations, I've

15 said everybody has a right to protest, we protect

16 that right, but I don't have specific dates, times

17 or anything to that effect.

18 Q But that's an important message to

19 convey?

20 A Absolutely.

21 Q But not one that you felt important to

22 convey here on May 28?

23 MS. ROBINSON: Objection. You can

24 answer.

25 THE WITNESS: Again, I don't --

Page 86

1 Inspector G. Dowling
2 this was three years ago. I don't know.
3 It's important. Just because I didn't put it
4 in an email doesn't make it less important.
5 BY MS. BIKLEN:
6 Q Well, reviewing this email, if you're
7 reading it, would an SRG executive understand the
8 importance of First Amendment rights of protesters
9 from this email?
10 A Through their extensive training, yes.
11 Q But not from this email?
12 A I cannot get in another person's head.
13 I don't know what, what -- how they took this
14 email.
15 Q Now, you mentioned in bullet point 2,
16 "Remember red light green light regarding
17 arrests."
18 For civil disobedience, patrol borough
19 commanders would have to authorize; is that right?
20 A The patrol borough incident commander or
21 his designee.
22 Q So that would be a designee of Chief
23 Hughes?
24 A Correct. Sorry. For this incident, you
25 mean?

Page 88

1 Inspector G. Dowling
2 Q So you as an inspector, you would tell
3 the lieutenant to okay a green light?
4 A I could tell the police officers it's a
5 green light. If I'm on the scene, I would say,
6 all right, we have to start making arrests. It's
7 a green light. In sum and substance, of course.
8 Q And when you were, you were physically
9 at that protest, how did you communicate with
10 other members of service? Was it verbal?
11 A Primarily verbal, from what I recall.
12 Q Did you use your radio at all?
13 A I don't recall. I'm going to say
14 probably yes.
15 Q And would you have been using your phone
16 or text at that time?
17 A I don't think so. I don't know. I
18 can't recall back then.
19 Q And when the green light is given for a
20 civil disobedience arrest, is that with respect to
21 a specific person or to the crowd?
22 A It could be a specific person, not
23 necessarily a crowd, because one person can be
24 standing in the street.
25 Q And so the patrol borough would

Page 87

1 Inspector G. Dowling
2 Q Yes.
3 A Yes, yes.
4 Q At that time?
5 A I apologize. Yes.
6 Q And how would that information be
7 conveyed; by radio?
8 A I can't say specifically to this
9 demonstration. However, it could come across the
10 radio. It could be conferrable as you're standing
11 next to the Chief. That's pretty much the two
12 ways we're going to find out whether to make civil
13 disobedience arrests.
14 Q If you have an SRG member of service,
15 they're at the protest, they're standing there,
16 how are they informed that they have the green
17 light for civil disobedience arrest?
18 A Through their supervisors.
19 Q And that would be a sergeant?
20 A Yes.
21 Q Anyone else?
22 A The, the information that we received to
23 start effecting arrests for civil disobedience
24 would filter down to lieutenants, sergeants and
25 police officers.

Page 89

1 Inspector G. Dowling
2 authorize the arrest of that specific person, and
3 that information would be conveyed to an SRG
4 member?
5 A Yes.
6 Q So what time did you arrive at the Union
7 Square protest on May 28?
8 A That I don't recall. I remember it was
9 light out. That much I do know.
10 Q And how did you arrive at that protest?
11 A In my vehicle.
12 Q Other than your driver, were you alone?
13 A From what I remember, yes.
14 Q Was Chief D'Adamo at that protest?
15 A Again, if I saw a video with him there,
16 he was there, but I'd like to say he was there.
17 Q What about Deputy Inspector McGeown?
18 A Yes.
19 Q And you all arrived separately?
20 A Yes.
21 Q About how many protesters were there
22 when you first arrived at the protest?
23 A I want to say -- my recollection is 50.
24 Q And approximately how many NYPD officers
25 were there when you first arrived?

Page 90

1 Inspector G. Dowling

2 A I can't speak for patrol. I know SRG

3 officers, we probably had 50 officers, including

4 sergeants and lieutenants.

5 Q So if I'm understanding this, just from

6 SRG alone had about as many as there were

7 protesters when it first started?

8 A Yes.

9 Q Did you consider how the crowd would

10 react to having as many officers as protesters?

11 A No.

12 Q Did you consider whether that would

13 escalate the situation?

14 A I don't know why that would escalate the

15 situation.

16 Q So is that no?

17 A I just don't know why it would escalate

18 the situation is what I'm saying.

19 Q Have you ever considered whether police

20 presence escalates a situation?

21 A I guess you could say I have. The

22 amount of police, I guess you could say that

23 happened. I didn't recall that day. I always

24 view police as good people to have, so I don't

25 think of it that way, but there have been details

Page 92

1 Inspector G. Dowling

2 would have those conversations with the patrol

3 incident commander on scene, right?

4 A Yes.

5 MS. BIKLEN: I'm going to put

6 another document in the chat.

7 (Exhibit 2-3 was marked for

8 identification.)

9 MS. BIKLEN: Amy, do you see that

10 in the chat?

11 MS. ROBINSON: I do.

12 BY MS. BIKLEN:

13 Q Chief, tell me when you're able to open

14 it up and view it.

15 A I have.

16 Q Great. So I have now -- we're

17 discussing what has been marked as Dowling Exhibit

18 2-3. It is an email from Elido Capella that was

19 sent on May 28, 2020, at approximately 1:22 p.m.,

20 and the first page ends with the Bates number

21 66602.

22 Is that what you're seeing?

23 A Yes.

24 Q And you received this email?

25 A Yes.

Page 91

1 Inspector G. Dowling

2 where a large amount of police officers have been

3 removed to maybe outlying areas, so I guess I

4 could say yes.

5 Q But just to be clear here, it's your

6 testimony that's not something you considered on

7 May 28?

8 A No, and again, it's not my -- it wasn't

9 my decision. That would be the incident

10 commander's decision.

11 Q And when you say "the incident

12 commander," you mean the patrol borough services

13 incident commander?

14 A Yes, yes. Sorry.

15 Q But do you consult with the incident

16 commander about what's happening on the scene?

17 A If Chief D'Adamo was on the scene, he

18 would consult with them, and they would

19 determine -- sorry. The patrol borough services

20 incident commander would determine whether he or

21 she wanted to remove members of service or police

22 officers from the scene. I would not determine

23 that.

24 Q But if you were the incident commander

25 on the scene and Chief D'Adamo is not there, you

Page 93

1 Inspector G. Dowling

2 Q And what is it?

3 A It's a detail roster.

4 Q And who is the person who sent it?

5 A He's a police officer. We call him

6 "Cappy" Capella. He works in our operations

7 office.

8 Q And when you say "our operations

9 office," that's SRG operations?

10 A Correct.

11 Q And who came up with the information

12 that is in this email?

13 A I'm sorry. What exactly --

14 Q Well, so, for example, this identifies

15 the incident commander as Chief D'Adamo, an

16 assistant as Inspector Dowling, and a mobile field

17 force executive as Deputy Inspector Hillery.

18 Did Capella decide that information, or

19 it was decided elsewhere and he's just noting it

20 down?

21 A That would be decided elsewhere, and he

22 would just be noting it down.

23 Q Okay. So who decided that?

24 A Chief D'Adamo. Deputy Inspector

25 McGeown.

Page 94

1 Inspector G. Dowling

2 Q You didn't have any role in that?

3 A Not what personnel goes to a detail, no,

4 no.

5 Q So what would be your relationship as

6 assistant with respect to the mobile field force

7 executive? How do those interact?

8 A I would supervise him, so I would work

9 with the -- with Chief D'Adamo. If the chief may

10 be busy with something, I might have to, in his

11 stead, make decisions, but as far as the mobile

12 field force executive, they would be one level

13 below me.

14 Q And what are the duties of the mobile

15 field force executive?

16 A He is to oversee deployment of two

17 lieutenants, five -- and this is -- it can vary,

18 the amount of personnel, but normally it's two

19 lieutenants, five sergeants and 40 officers.

20 Q What does the "hybrid mobile field

21 force" mean?

22 A That means there is bicycles as well as

23 foot patrol in that field force.

24 Q So just to understand the hierarchy on

25 that day, it was Chief D'Adamo, and then below is

Page 96

1 Inspector G. Dowling

2 transmissions. I'm not sure if they were called

3 down. I'm not sure.

4 Q Okay, and then there's a PM COBRA team.

5 What does that mean?

6 A PM -- so AM starts at say 5:00 in the

7 morning. The PM COBRA team starts at 2:30 in the

8 afternoon. That's how we differentiate between

9 both COBRA teams. Usually one relieves the other.

10 Q Well, here, according to this email, it

11 says that the AM COBRA team will report at 14:00,

12 which is 2:00 p.m.?

13 A Yes.

14 Q And when would the PM COBRA team report?

15 A Sometime around -- it could be upon

16 turnout, so upon turnout would be -- 16:00 would

17 be 4:00 in the afternoon, so upon turnout, we

18 could say 4:00 for all intents and purposes.

19 Q To your understanding, were they

20 relieving the AM COBRA, or would both be deployed

21 at that time?

22 A Reviewing this document, I would say

23 they would be both deploying to that location.

24 Q And within this deployment, both the

25 hybrid field force and the COBRA teams included

Page 95

1 Inspector G. Dowling

2 you, and then Deputy Inspector Hillery, and then

3 below that is Captain Miller; is that right?

4 A Correct.

5 Q Turning to the next page of the exhibit,

6 is the COBRA team a separate deployment from the

7 mobile field force?

8 A Yes.

9 Q So the mobile field force had 42

10 officers, six sergeants and two lieutenants; is

11 that right?

12 A Two lieutenants, six sergeants and 40

13 police officers, correct.

14 Q Okay. So you got it very right in terms

15 of about 50, including the supervisors. Good job.

16 A I'm not that good. Believe me.

17 Q And then the AM COBRA team is another 15

18 officers, two sergeants and one lieutenant?

19 A Yes.

20 Q And according to this document, that

21 team deployed to near Madison Square Park?

22 A Yes.

23 Q And did they ultimately come to the

24 protest at Union Square?

25 A I'd have to review video or listen to

Page 97

1 Inspector G. Dowling

2 members of DCU?

3 A If you -- right under "Sergeant

4 Guerrieri," it has the "AM COBRA DCU TAC van."

5 That has DCU personnel, and the PM also has DCU

6 personnel assigned to it.

7 Q And is the bike squad in DCU?

8 A They can be bicycle-trained, so we can

9 utilize them if necessary.

10 Q I'm not sure that answers my question.

11 Is the bike squad part of DCU or --

12 A Oh, I'm sorry. No. I misunderstood the

13 question. I apologize. No, they're not part of

14 DCU, but we can have DCU members bike-qualify.

15 Q Understood.

16 So if Captain Miller was commanding the

17 hybrid mobile field force, would that be mostly

18 made up of people from DCU or all over SRG?

19 A Anybody who was bicycle-trained could

20 utilize their bicycles.

21 Q So you were the assistant incident

22 commander on that day. Describe to me sort of

23 where you were physically located at the protest.

24 Were you with other executives? Were you with

25 officers?

Page 98

1 Inspector G. Dowling
2 MS. ROBINSON: Objection. You can
3 answer.
4 THE WITNESS: I was with, at some
5 point in time, both executives and police
6 officers. I want to say 14th Street and
7 Union Square East primarily, at least at the
8 inception of the detail.
9 BY MS. BIKLEN:
10 Q And did you move on foot anywhere?
11 A I know arrests were eventually made, so
12 we moved to 14th Street and Union Square West.
13 That's what I recall from that detail.
14 Q Did you make any arrests at that time?
15 A I don't make arrests. I'm not the
16 arresting officer.
17 Q Okay. Let me define that.
18 Did you engage in arrests in the sense
19 of putting someone into handcuffs or flex cuffs,
20 as the case may be?
21 A I assisted in placing people in
22 handcuffs.
23 Q And when you say you're not the
24 arresting officer, what do you mean by that?
25 A So I'm not -- I don't fill out the

Page 100

1 Inspector G. Dowling
2 Q Who did?
3 A Again, if it's a penal law misdemeanor
4 or felony, no one has to authorize it. I didn't.
5 I was there when arrests were being taken, and I
6 assisted in making those arrests, so no one has to
7 authorize that arrest.
8 Q Were there any civil disobedience
9 arrests that you assisted with?
10 A Again, I'd have to, I'd have to review
11 video, I don't recall, or documents for that
12 matter.
13 Q Okay, and at protests it's fair to say
14 that there's a large amount of discretion about
15 whether to order arrests?
16 A I'm sorry. Could you repeat that?
17 Q At protests, is it fair to say that
18 there is discretion as to whether to order
19 arrests?
20 A There is discretion to make civil
21 disobedience arrests by the patrol borough
22 incident commander or their designee. As far as
23 penal law misdemeanors or felonies, we are taught
24 in the academy that, you know, we can effect those
25 arrests.

Page 99

1 Inspector G. Dowling
2 paperwork. I could assign an arrest where I made,
3 so that's why I'm not the arresting officer.
4 Q Were there instances where you had the
5 personal knowledge of the violation and assigned
6 an arresting officer to that on May 28?
7 A It has happened. I don't recall on
8 May 28 whether I was or wasn't.
9 Q And what were those arrests on May 28
10 that you assisted with? Misdemeanors? Felonies?
11 A I believe one was -- if my memory serves
12 correctly, it was a robbery. I believe there were
13 misdemeanors for resisting. That's from my
14 recollection.
15 Q And do you know if -- did you end up
16 having any discussions with anyone from the
17 Assistant District Attorney's Office relating to
18 those arrests on May 28?
19 A No, not that I recall, no.
20 Q Do you know whether those charges were
21 dismissed?
22 A No, I don't recall.
23 Q And did you order the arrest, the
24 arrests that you assisted with?
25 A No.

Page 101

1 Inspector G. Dowling
2 Q You can, but not always, right?
3 A Not always.
4 Q Effect those arrests?
5 A Felonies, it's a must arrest.
6 Misdemeanors, it is a probable arrest.
7 Q So if one person is smoking marijuana in
8 a group of peaceful protesters, is that the
9 situation where that person would be arrested?
10 A Marijuana is legal in New York right
11 now, and again, I'm not trying to parse, I'm not
12 trying to parse. Believe me. I'm not. We're
13 talking about back then?
14 Q Back then.
15 A Okay. Yes, that person -- you know,
16 there was a lot of pot smoking, and there were no
17 arrests being made.
18 Q So that was in the exercise of
19 discretion?
20 A Correct.
21 Q And did you instruct anyone with respect
22 to exercising that discretion on May 28?
23 A No, not that I recall.
24 Q Did you hear the -- withdrawn. How did
25 you know that the patrol borough had authorized

Page 102

1 Inspector G. Dowling

2 arrests on May 28? Sorry. The patrol borough

3 incident commander.

4 A Again, it's -- I don't recall civil

5 disobedience arrests being made, like I said. I'd

6 have to review paperwork or video. I remember

7 where arrests were being made for misdemeanors and

8 felonies, so the patrol borough executive does not

9 have to give permission to effect those arrests.

10 Q Did you suggest to anyone on that day

11 that they not arrest for misdemeanors?

12 A You broke up. Sorry.

13 Q Did you suggest to anyone on that day

14 that they not make arrests for misdemeanors?

15 A Not that I recall.

16 Q Did you observe any members of service

17 using excessive force on May 28 of the protest?

18 A No.

19 Q Did you see or hear reports of officers

20 using their batons to strike people in the head

21 area?

22 A No.

23 Q Did you see or hear reports of officers

24 using OC spray?

25 A Not that I remember, no.

Page 104

1 Inspector G. Dowling

2 A No.

3 Q Did you hear or see anyone request flex

4 cuff cutters?

5 A No.

6 Q Did you intervene to stop any officer

7 from doing anything on May 28?

8 A No, not that I recall, no.

9 MS. BIKLEN: I'd like to show a

10 video which is pretty short, so I'm going

11 to -- well, I'll put it in the chat. Let's

12 see how it goes.

13 Maybe it's better to share my

14 screen. Hold on a second.

15 (Exhibit 2-4 was marked for

16 identification.)

17 (Discussion was held off the

18 record.)

19 BY MS. BIKLEN:

20 Q I think this will work. Let's see.

21 All right, folks. Can you see the

22 video?

23 A Yes. It came up on my screen, anyhow.

24 MS. ROBINSON: Yes.

25

Page 103

1 Inspector G. Dowling

2 Q Did you see or hear reports of officers

3 using their fists, knees or feet to strike people

4 on May 28?

5 A No, I don't.

6 Q Did you see or hear reports of officers

7 using their bikes as instruments of force on

8 May 28?

9 A We are -- we don't teach SRG members to

10 use it as a weapon or force. We use it to push

11 back or to guide people back, and if my memory

12 serves correct, we tried to get people onto the

13 sidewalk instead of the street. So we utilized

14 those bikes as a barrier to move them back onto

15 the sidewalk.

16 Q Did you see or hear reports of

17 individuals being hurt or yelling, saying they

18 were injured when those bikes were used to move

19 them from the streets to the sidewalk?

20 A No, not that I recall.

21 Q Did you see or hear reports of officers

22 applying flex cuffs excessively tight?

23 A No.

24 Q Were you requested at any time to assist

25 in cutting off flex cuffs?

Page 105

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q And just to be clear, can you see

4 anything else other than the video in our little

5 boxes?

6 A That's all I can see, and the top right

7 corner of the body cam.

8 Q Yes. Okay, great. I'm going to play

9 it. I just want to know if you can hear some

10 sound.

11 (Video played.)

12 MS. BIKLEN: And I'm going to just

13 skip ahead out of the buffer.

14 Can you hear that?

15 MS. ROBINSON: No.

16 THE WITNESS: No, there's nothing

17 playing.

18 MS. BIKLEN: Okay. Let's try this

19 again. Tell me if you can hear sound.

20 Could you hear sound?

21 MS. ROBINSON: No.

22 THE WITNESS: No.

23 MS. BIKLEN: All right. Well, Amy,

24 let's take that break, and then we'll come

25 back, and we'll be able to figure it out.

Page 106

1 Inspector G. Dowling

2 MS. ROBINSON: How long do you want

3 to take?

4 MS. BIKLEN: Let's take five

5 minutes now. Let's see if we can just press

6 through until 1:30, and then we can take a

7 longer break.

8 MS. ROBINSON: Okay, that's fine.

9 (Whereupon, a short recess was

10 taken.)

11 BY MS. BIKLEN:

12 Q Okay. Let's try this again.

13 Now, I'm just going to play and see if

14 you can hear the sound, and then we'll go back to

15 the beginning, okay?

16 (Video played.)

17 BY MS. BIKLEN:

18 Q Do you hear that sound?

19 A Yes.

20 MS. ROBINSON: Yes.

21 BY MS. BIKLEN:

22 Q Okay, great, and you just see the video

23 on the screen?

24 A Yes.

25 Q So I've now gone back to the beginning.

Page 108

1 Inspector G. Dowling

2 A No.

3 Q So this would be approximately

4 5:11 p.m.?

5 A Yes.

6 Q And do you recognize this scene?

7 A Yes.

8 Q This was Union Square on May 28?

9 A That's Union Square during a protest,

10 but the body cam says May 28, so May 28.

11 Q Okay. I'm going to play for a little

12 bit and let's just watch together.

13 (Video played.)

14 MS. ROBINSON: We don't hear any

15 sound.

16 MS. BIKLEN: There's no sound in

17 this part. It's in the buffer.

18 MS. ROBINSON: Oh, right.

19 BY MS. BIKLEN:

20 Q I'd like to stop there at 24 seconds.

21 Do you understand why the -- or what is

22 your understanding of why officers were so close

23 to the protesters?

24 A The only -- I don't know for certain.

25 The only thing I could think of was to -- there's

Page 107

1 Inspector G. Dowling

2 It's 001, and this is about a three minute and

3 nine second video. Do you see the body-worn

4 camera notation at the top, "Axon Body 2"?

5 A Yes, I do.

6 Q And do you see the date above it? It

7 says 5/28.

8 A I don't see the date. It seems to be

9 blacked out on my computer. I don't know if it's

10 the same on anybody else's.

11 MS. ROBINSON: Yeah, I can't see

12 that either.

13 BY MS. BIKLEN:

14 Q Okay. Well, let me represent to you

15 that it says 5/28, and the time says 21:11:03.

16 Are you familiar with how Axon body cam

17 works?

18 A I know it's a recording device.

19 Q Okay. Are you aware that Axon body

20 videos sometimes show the time stamp as four hours

21 ahead?

22 A Yes, I am aware of that.

23 Q And so 21:11 would be 9:11 p.m.?

24 A Correct.

25 Q Does this look like 9:11 p.m.?

Page 109

1 Inspector G. Dowling

2 a bicycle lane there, so we wanted to maintain

3 that bicycle lane, as you can see, police officers

4 from the back and police officers on the side.

5 That's the only thing I can think of right now.

6 Q And those police officers, do you see

7 them with bikes there?

8 A Yes.

9 Q And those are SRG's bike squad?

10 A Yes, they are.

11 Q And what's that line of officers called

12 when they're arrayed with their bikes in that way?

13 A I don't recall.

14 Q And was this line of officers something

15 that they're trained on?

16 A Yes. Could I just go back? I would, I

17 would personally call that a straight line, a line

18 formation.

19 Q And did you consider how the crowd would

20 react to a line formation so tightly against them?

21 MS. ROBINSON: Objection. You can

22 answer.

23 THE WITNESS: Again, it wasn't my

24 decision to place the officers on that

25 sidewalk.

Page 110

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q But you were an executive present. Did

4 that take consideration into any of your

5 decision-making at that time?

6 A Again, I didn't make that decision.

7 That decision was made by -- I believe the

8 incident commander for the patrol borough was on

9 that scene.

10 Q And that was Chief Hughes on that day?

11 A Yes.

12 Q And to your knowledge, had traffic been

13 redirected or stopped anywhere in the vicinity of

14 that protest?

15 A I know traffic was moving. I believe in

16 all directions it was moving that day.

17 MS. BIKLEN: I'd like to play a

18 little bit more, and again the sound should

19 come out around one minute.

20 (Video played.)

21 BY MS. BIKLEN:

22 Q Okay. Did you hear sound for about 20

23 seconds since the minute mark?

24 A Yes.

25 Q Okay. So in that clip did you see the

Page 112

1 Inspector G. Dowling

2 his own mind or not, but it's possible. I'd have

3 to see other angles, the totality of that as to

4 what happened, so . . .

5 Q Could Deputy Inspector McGeown have

6 ordered it?

7 A He could have.

8 Q Could Captain Miller have ordered it?

9 A He could have.

10 Q Let's go back and see if you can

11 recognize anybody in the frame.

12 Do you see an executive in a white shirt

13 there?

14 A Yes.

15 Q Sort of where my cursor is?

16 A Yes.

17 Q There are a number of executives in --

18 or there's one executive in a white shirt?

19 A I see him.

20 Q Do you know that person?

21 A I don't.

22 Q Would that have been an SRG officer?

23 A No.

24 Q And how do you know that?

25 A He is wearing a patrol uniform hat.

Page 111

1 Inspector G. Dowling

2 line of officers move?

3 A Move?

4 Q Move with their bikes.

5 A I seen an officer move up with his bike,

6 yes, to close the space.

7 Q And push against protesters?

8 A I can't say he pushed against

9 protesters. Maybe the protesters pushed back

10 against him. I can't see from that angle.

11 Q And who would have authorized that

12 movement?

13 A To have that officer move up?

14 Q Yes.

15 A It could be discussion with the incident

16 commander. It could be discussion with a

17 supervisor. I don't, I don't recall.

18 Q Well, you know, that happened very

19 quickly. Would a supervisor on the scene have

20 ordered that?

21 A He could have, yes.

22 Q Would that be something that a bike

23 officer would just decide for themselves?

24 A Not unless we say make a line and there

25 was a space. I can't say whether he would make up

Page 113

1 Inspector G. Dowling

2 Q I'm going to go back up to 1:20 where we

3 were watching, and then let's watch some more.

4 (Video played.)

5 BY MS. BIKLEN:

6 Q Did you hear some screams on the

7 recording?

8 A The only -- I heard a female, so to the

9 right of my screen, speaking, and I heard someone

10 saying he's okay.

11 Q Did you hear anyone screaming on that

12 day or saying they were injured?

13 A No, not to my knowledge. I don't

14 recall.

15 Q When a bike is used to move the crowd

16 back, have you heard of any injuries to crowd

17 members that result from that?

18 A None that I can recall.

19 Q Never?

20 A Can it happen? I'm sure it can happen,

21 but none that I can recall.

22 (Video played.)

23 BY MS. BIKLEN:

24 Q So that was two minutes and 22 seconds.

25 Do you see the protesters in this video?

<p style="text-align: right;">Page 114</p> <p>1 Inspector G. Dowling</p> <p>2 A Yes, I do.</p> <p>3 Q And they're not standing in the street,</p> <p>4 right?</p> <p>5 A No.</p> <p>6 Q They're on the sidewalk area?</p> <p>7 A Right.</p> <p>8 Q Not blocking traffic?</p> <p>9 A No.</p> <p>10 (Video played.)</p> <p>11 BY MS. BIKLEN:</p> <p>12 Q Do you see officers coming onto the</p> <p>13 sidewalk area?</p> <p>14 A Yes.</p> <p>15 Q And why would they be doing that?</p> <p>16 A Zone of safety.</p> <p>17 Q What does that mean?</p> <p>18 A To create a zone where we can effect an</p> <p>19 arrest or remove an aided case from the scene so</p> <p>20 people don't interfere with an arrest/de-arrest</p> <p>21 situation or assault a police officer.</p> <p>22 Q To your knowledge, was there an aided</p> <p>23 case that had to be removed at that time?</p> <p>24 A I don't recall. I'd have to see the</p> <p>25 whole video.</p>	<p style="text-align: right;">Page 115</p> <p>1 Inspector G. Dowling</p> <p>2 Q To your knowledge, anything that you</p> <p>3 have seen so far that would suggest why officers</p> <p>4 would be moving onto the sidewalk?</p> <p>5 A There appears -- if you look at the</p> <p>6 video, there appears to be police action to the</p> <p>7 right of this video, so that could be why we want</p> <p>8 to keep protesters away from whatever is happening</p> <p>9 to the right side.</p> <p>10 Q Just keep watching.</p> <p>11 (Video played.)</p> <p>12 BY MS. BIKLEN:</p> <p>13 Q Okay. Did you see an officer in a white</p> <p>14 stripe who just came on the video?</p> <p>15 A Sure did.</p> <p>16 Q Do you recognize that person?</p> <p>17 A I do. He's a handsome man.</p> <p>18 Q Could you tell for the record who you</p> <p>19 recognize it to be?</p> <p>20 A That's -- if we're discussing that</p> <p>21 person who right now has the patch on the back of</p> <p>22 the shirt that says "NYPD Strategic Response</p> <p>23 Group," that is me.</p> <p>24 Q Okay, and did you hear yourself say</p> <p>25 "pull back, pull back"?</p>
<p style="text-align: right;">Page 116</p> <p>1 Inspector G. Dowling</p> <p>2 A Yes.</p> <p>3 Q Okay. We'll play a little bit more.</p> <p>4 (Video played.)</p> <p>5 BY MS. BIKLEN:</p> <p>6 Q That's where it stops, so we'll just go</p> <p>7 back to that mark of three minutes, and I can stop</p> <p>8 sharing.</p> <p>9 Okay. Why were you saying "pull back"?</p> <p>10 A Again, I don't recall specifically, but</p> <p>11 I can give you a possibility that someone of</p> <p>12 higher rank wanted to have everybody pull back out</p> <p>13 of the park. Maybe the incident that we made a</p> <p>14 zone of safety for could have been completed, and</p> <p>15 therefore we were pulling back out of the park.</p> <p>16 Q I mean you were at a pretty high rank at</p> <p>17 that time. Are you saying that you would not have</p> <p>18 made that decision?</p> <p>19 A No.</p> <p>20 Q Who of higher rank would have made that</p> <p>21 decision to pull back?</p> <p>22 A It could have possibly been Chief</p> <p>23 Hughes.</p> <p>24 Q Do you recall who it was?</p> <p>25 A No.</p>	<p style="text-align: right;">Page 117</p> <p>1 Inspector G. Dowling</p> <p>2 Q And if you saw officers push in in a way</p> <p>3 that you did not think was appropriate, would you</p> <p>4 have, on your own, told them to pull back?</p> <p>5 A I've had officers in the past move back.</p> <p>6 As far as that incident, I wouldn't -- I did not,</p> <p>7 from what I recall, did not tell them to, on my</p> <p>8 own accord, tell them to pull back.</p> <p>9 Q So you were conveying instructions from</p> <p>10 someone else is your testimony?</p> <p>11 A Yes.</p> <p>12 (Discussion was held off the</p> <p>13 record.)</p> <p>14 (Whereupon, the lunch recess was</p> <p>15 taken.)</p> <p>16 MS. BIKLEN: So during the break,</p> <p>17 Ms. Robinson and I had a discussion about the</p> <p>18 Chief's testimony with respect to -- or</p> <p>19 refusal to testify with respect to the June 2</p> <p>20 and September 19 incidents that are subject</p> <p>21 to CCRB investigations, and we have agreed to</p> <p>22 the following:</p> <p>23 That the parties will enter into a</p> <p>24 stipulation to be so ordered by the court</p> <p>25 that will require Chief Dowling to come back</p>

<p style="text-align: right;">Page 118</p> <p>1 Inspector G. Dowling</p> <p>2 in March to testify regarding those</p> <p>3 incidents, and that the defendants will pay</p> <p>4 the appearance fee for the court reporter,</p> <p>5 and that at least ten days prior to the</p> <p>6 deposition taking place in March, defendants</p> <p>7 will produce updated CCRB files related to</p> <p>8 those incidents and the interviews to the</p> <p>9 extent that they have not already been</p> <p>10 produced.</p> <p>11 Did I correctly describe that</p> <p>12 agreement, Amy?</p> <p>13 MS. ROBINSON: Yes.</p> <p>14 MS. BIKLEN: Okay.</p> <p>15 MS. ROBINSON: I made that</p> <p>16 agreement, Chief. You are coming back in</p> <p>17 March.</p> <p>18 THE WITNESS: Why not?</p> <p>19 MS. BIKLEN: Was there something</p> <p>20 else you wanted to say?</p> <p>21 MS. ROBINSON: She's referring to</p> <p>22 the clarification, Chief.</p> <p>23 THE WITNESS: When -- so the last</p> <p>24 video that you showed of me saying "pull</p> <p>25 back" to the officers -- and I think they</p>	<p style="text-align: right;">Page 119</p> <p>1 Inspector G. Dowling</p> <p>2 were on bikes and maybe some on foot. I just</p> <p>3 want to clarify that I said that was possibly</p> <p>4 the incident commander that ordered that.</p> <p>5 I could have ordered that also. If</p> <p>6 the incident as to what we went into the park</p> <p>7 to create a zone of safety or what appears to</p> <p>8 be a zone of safety was completed, or I</p> <p>9 believed that the officers had advanced too</p> <p>10 far, creating a safety hazard for the people</p> <p>11 in the park as well as the officers.</p> <p>12 So I could have, on my own accord,</p> <p>13 told them to pull back away from the crowd.</p> <p>14 I would have to see the totality of the</p> <p>15 video.</p> <p>16 BY MS. BIKLEN:</p> <p>17 Q And your best recollection today, what</p> <p>18 was it that happened?</p> <p>19 A Again, I could only say what -- my</p> <p>20 recollection was that, what the video showed, that</p> <p>21 I told those bicycle officers as well as foot</p> <p>22 officers to pull back, and I can only recollect</p> <p>23 that I, through the video, I was the one who</p> <p>24 ordered that, and it could have been just for</p> <p>25 somebody's safety, as I said, the demonstrators</p>
<p style="text-align: right;">Page 120</p> <p>1 Inspector G. Dowling</p> <p>2 and the police officers, or that the incident,</p> <p>3 that we created a force protection, that we take a</p> <p>4 force protection for was completed and we pulled</p> <p>5 back.</p> <p>6 I would have to see in totality to</p> <p>7 hopefully refresh my memory even more.</p> <p>8 Q Is it your testimony that today you</p> <p>9 don't have any independent recollection of why you</p> <p>10 were saying "pull back"?</p> <p>11 A That is correct.</p> <p>12 Q Okay. Let's move on, and were you</p> <p>13 involved in policing any protests on May 29?</p> <p>14 A Yes.</p> <p>15 Q Which ones?</p> <p>16 A Again, we were in many, many</p> <p>17 neighborhoods in the city. I believe there was</p> <p>18 one that took place in Foley Square on the 29th,</p> <p>19 and there was one out by the Barclays Center in</p> <p>20 Brooklyn.</p> <p>21 Q Any other that you remember off the top</p> <p>22 of your head?</p> <p>23 A That Foley -- sorry. That Barclays</p> <p>24 Center protest was mobile that night, and I do</p> <p>25 recall going to various sites, not specific sites,</p>	<p style="text-align: right;">Page 121</p> <p>1 Inspector G. Dowling</p> <p>2 I don't have that recollection, but various sites</p> <p>3 throughout Brooklyn.</p> <p>4 Q Do you recall crossing any of the</p> <p>5 bridges with protesters on May 29?</p> <p>6 A No. No, I do not.</p> <p>7 Q On May 29, did you discuss the prior</p> <p>8 day's protest with Chief D'Adamo?</p> <p>9 A I don't have a recollection, but I'm</p> <p>10 sure I did.</p> <p>11 Q Do you recall discussing the prior day's</p> <p>12 protest with any other executives?</p> <p>13 A Again I'm sure I did, but I don't have a</p> <p>14 recollection.</p> <p>15 Q What would you have discussed?</p> <p>16 MS. ROBINSON: Objection. You can</p> <p>17 answer.</p> <p>18 THE WITNESS: Generally we would</p> <p>19 discuss deployment of personnel, was it best</p> <p>20 where they were located, was it the best for</p> <p>21 that specific detail, the amount of personnel</p> <p>22 used. We might need more, might need less.</p> <p>23 Any injured officers, the status of those</p> <p>24 officers, and things of that nature.</p> <p>25</p>

Page 122

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q Okay. Deputy Inspector McGeown

4 submitted his TRI for an injury on May 28. Would

5 you have discussed that injury on May 29?

6 A More than likely, yes.

7 Q Do you recall whether he reported to

8 work on May 29?

9 A I'd have to look at records to determine

10 that. I don't have a recollection of that.

11 Q Do you have an independent recollection

12 of whether he missed several days of work for any

13 reason at that time?

14 A Yes, he did. He had an injured

15 shoulder.

16 Q And how did you learn there would be

17 protests on May 29?

18 A Again, we would receive a request

19 from -- that was submitted by the borough, given

20 to operations, to the special operations division,

21 to -- once it's approved all the way through, it

22 would come to our operations unit in SRG.

23 Q And that process that you described, did

24 that happen every single day of the George Floyd

25 protests?

Page 124

1 Inspector G. Dowling

2 on May 28.

3 Did that also -- were those the same

4 responsibilities that you had on May 29?

5 A Yes.

6 Q Anything different?

7 A In respect to my role?

8 Q Yes.

9 A No.

10 Q Okay. Now, you mentioned going to

11 several protests on May 29. How did you travel

12 between protests?

13 A By vehicle.

14 Q And at specific protests, did you get

15 around on foot?

16 A Yes.

17 Q Were you ever involved in escorting a

18 crowd?

19 MS. ROBINSON: Objection. You can

20 answer.

21 THE WITNESS: Escorting or

22 following a crowd?

23 BY MS. BIKLEN:

24 Q Yes.

25 A Yes.

Page 123

1 Inspector G. Dowling

2 A It happened a lot. I can't say every

3 single day.

4 Q Were there any special procedures that

5 were put into place to respond to the George Floyd

6 protests?

7 MS. ROBINSON: Objection. You can

8 answer.

9 THE WITNESS: From SRG? Is that

10 what you're asking?

11 BY MS. BIKLEN:

12 Q Either from SRG or within the NYPD that

13 you were aware of.

14 A Any special procedures? Based on the

15 amount of protesters, there were enhanced field

16 forces in the amount and size, but that would be

17 determined by the department, not by SRG.

18 Q Did SRG implement any specific

19 procedures for responding to the types of

20 city-wide protests that were happening during the

21 George Floyd protests?

22 A Not that I can recall.

23 Q And you've described before some of your

24 duties with respect to protests as an incident

25 commander or assistant incident commander for SRG

Page 125

1 Inspector G. Dowling

2 Q So you mentioned the Foley Square

3 protest. Approximately what time did you get to

4 Foley Square?

5 A I don't recall. It was daytime.

6 Q And were you there with other executives

7 from SRG?

8 A I don't recall.

9 Q During that time did you split up with

10 other executives if there were multiple protests

11 going on at once?

12 A That can normally happen. I don't

13 recall on that day.

14 Q And if you and Chief D'Adamo were in

15 different places, how would you communicate

16 throughout the day?

17 A Via radio. Phone. Telephonically.

18 Excuse me. There was, there was times I was in

19 his car responding to locations, but primarily

20 phone or telephonically.

21 Q By "phone or telephonically," do you

22 mean radio or telephonically?

23 A I'm sorry. Radio or telephonically.

24 Q Ever by text?

25 A From what I recall, most of those nights

Page 126

1 Inspector G. Dowling

2 it was too hectic to text, so it would be phone or

3 radio.

4 Q And what about during the days?

5 A Even those protests could have been

6 hectic sometimes, moving around and stuff.

7 Q Now, the Foley Square protest was during

8 the day, and did you assist in making any arrests

9 at that protest?

10 A Again, if my memory serves me correctly,

11 that protest exited Foley Square on the north end

12 by Center Street and proceeded northbound on

13 Center Street toward Canal Street. I believe it

14 was around White Street or Walker Street that

15 arrests were effected, if that's the day in

16 question I'm thinking of.

17 Q And why were arrests effected?

18 A There were demonstrators walking in the

19 street, acting disorderly. That's what I recall

20 from that incident. Again, I would have to see

21 video to refresh my memory.

22 Q When you say "acting disorderly," what

23 do you mean by that?

24 A I believe -- and again, I'd have to see

25 video. Some of these do blend, unfortunately.

Page 128

1 Inspector G. Dowling

2 Q Do you recall whether you authorized use

3 of an LRAD at this protest?

4 A Again, if my memory serves me correct, I

5 called for an LRAD when arrests were being made,

6 but due to traffic volume or pedestrian volume, I

7 was unable to make it to the location in time.

8 Q When you called for an LRAD, was that at

9 the request of someone from patrol or you made

10 that determination to get an LRAD out there?

11 A I could have made a request for the

12 LRAD, determining how the crowd was acting or

13 proceeding. There's a possibility that a patrol

14 borough executive did ask me to get one, but I

15 don't recall at this time.

16 Q And based on how things had gone the

17 previous day on May 28, did you consider in any

18 way about how the crowd would respond to large

19 numbers of officers?

20 A No, no, not from my recollection.

21 MS. BIKLEN: Let's watch some more

22 video. I'm going to try this again, and I'm

23 skipping here, Amy, just so we can save some

24 time. We're going to what's been premarked

25 as Exhibit 2-7.

Page 127

1 Inspector G. Dowling

2 Throwing things in the street. I don't want to

3 seem specific to this detail. Like I say, I'd

4 have to see video, but that's what I would mean by

5 "disorderly," throwing things in the street, maybe

6 throwing things at officers, objects at officers.

7 Again, I would have to see the video to see this

8 specific incident.

9 Q And did the protest that was starting

10 near Foley Square and went north have a permit?

11 A I don't know that answer.

12 Q Did you at the time? Would you be

13 notified whether a protest was permitted or

14 unpermitted?

15 A I could have been, but I don't recall.

16 Q And would that change the way in which

17 you police it, if it's permitted versus

18 unpermitted?

19 A Not necessarily. Again, we protect

20 everybody's First Amendment rights, whether

21 permitted, not permitted, so . . .

22 Q Do you recall whether the protesters had

23 signs?

24 A I'm sure there were, but I don't recall,

25 to answer your question.

Page 129

1 Inspector G. Dowling

2 (Exhibit 2-7 was marked for

3 identification.)

4 BY MS. BIKLEN:

5 Q I will share my screen.

6 Sorry. Hold on a minute.

7 I will represent to you that this is a

8 TARU video that has been produced by the city, and

9 I'm going to play it, and tell me if you can hear

10 sound.

11 (Video played.)

12 BY MS. BIKLEN:

13 Q Did you hear that sound?

14 A I did.

15 (Discussion was held off the

16 record.)

17 BY MS. BIKLEN:

18 Q Let's watch the video that's been marked

19 as Exhibit 2.7.

20 (Video played.)

21 BY MS. BIKLEN:

22 Q Chief, do you recognize where this is?

23 A That is on Center Street, and I'm not

24 exactly sure if it's near White Street.

25 Q Okay. Do you recall being at this

Page 130

1 Inspector G. Dowling

2 location?

3 A Yes.

4 Q Okay. Do you see protesters on the

5 sidewalk?

6 A Yes.

7 Q And maybe one or two are in the street?

8 A You'd have to show me the whole video,

9 because that street is a long street.

10 Q On this video so far, what have you

11 seen?

12 A I see one individual being arrested.

13 Q In the street?

14 A In the street.

15 Q And do you see protesters on the

16 sidewalk?

17 A Yes.

18 Q And it's fair to say in this video, what

19 we've watched so far, about as many police

20 officers as protesters?

21 A In this clip right here?

22 Q Yes.

23 A Yes.

24 Q Let's watch a little bit more.

25 (Video played.)

Page 132

1 Inspector G. Dowling

2 to arrest?

3 A Someone who is violating the law can be

4 arrested, and people who are peaceably

5 demonstrating will not be arrested.

6 Q Right. As we've discussed before,

7 although people who are violating the law can be

8 arrested, is every single person who is violating

9 the law there arrested?

10 A I would have to see the totality of the

11 video to determine that. I can't recall.

12 Q Well, not everyone must be arrested if

13 they violate the law, correct?

14 A No.

15 Q So there's some discretion?

16 A Yes.

17 Q Did you instruct anyone with respect to

18 utilizing that discretion on May 29?

19 A Not to my recollection.

20 Q And on May 29, did there come a time

21 where some protesters marched in the street and

22 were followed by officers?

23 A I don't recall. I'd have to look at the

24 video.

25 Q Let's watch a little bit more.

Page 131

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q Okay. So I'm going to ask if you

4 recognize anybody in this video.

5 A Yes, I do.

6 Q Do you recognize the officer in the

7 white shirt with "NYPD Strategic Response Group"

8 on the back?

9 A Yes, I do.

10 Q Wearing a baseball cap?

11 A Yes, I do.

12 Q Who is that?

13 A That is me.

14 Q And at that protest, did you observe

15 protesters not committing any violations?

16 MS. ROBINSON: Objection. You can

17 answer.

18 THE WITNESS: At that protest --

19 sorry.

20 BY MS. BIKLEN:

21 Q At that protest did you observe any

22 protesters not committing violations?

23 A Yes.

24 Q And how did you determine what

25 discretion to use in determining whether and when

Page 133

1 Inspector G. Dowling

2 (Video played.)

3 BY MS. BIKLEN:

4 Q So we've just watched from about the

5 20-second mark up through 38 seconds. What are

6 you doing in this video?

7 A I appear to be instructing people to

8 remove the arrestees to a different location.

9 Q And why were you doing that?

10 A To clear the scene.

11 Q Why?

12 A I don't understand the question.

13 Q Why were -- what was the objective of

14 clearing the scene?

15 A Because if other protesters left Foley

16 Square, we would have to free up resources.

17 Again, this is what I'm seeing from the video,

18 what I can recall, and so we'd have to free up

19 these resources here to possibly, possibly go with

20 another protest that broke off.

21 Q Sorry. I don't understand. You're

22 saying that they had to clear that arrest that

23 they're doing right in that moment so that

24 resources can be deployed to another protest? Is

25 that your testimony?

Page 134

1 Inspector G. Dowling

2 A So if I'm not mistaken again with the

3 video, there are still protesters inside Foley

4 Square, so they could break off and go somewhere

5 else, so we need resources to follow those people.

6 Q Let's keep watching.

7 (Video played.)

8 BY MS. BIKLEN:

9 Q So we can stop watching there. Do you

10 recognize this person right here in a baseball

11 cap, no mask that's on the screen?

12 A Deputy Inspector Hillery.

13 Q Remind me what his position is.

14 A He was the commanding officer of

15 Strategic Response Group 1.

16 Q What is his position now?

17 A I don't know. I'm not part of SRG. I

18 know he's not -- I can tell you he is not the

19 commanding officer of Strategic Response Group 1.

20 Q To your knowledge, has he been promoted?

21 A No.

22 Q To your knowledge, has he been demoted?

23 A No.

24 Q Transferred elsewhere?

25 A Transferred within SRG.

Page 136

1 Inspector G. Dowling

2 (Whereupon, a short recess was

3 taken.)

4 BY MS. BIKLEN:

5 Q Chief, in that protest that we were just

6 discussing on May 29 that started in or about

7 Foley Square, do you recall issuing any orders to

8 disperse?

9 A I don't recall. I would have to review

10 video.

11 Q Well, would an order to disperse have

12 been issued before those arrests were made that we

13 watched?

14 A Not necessarily.

15 MS. ROBINSON: Objection. You can

16 answer.

17 THE WITNESS: Not necessarily.

18 Sorry. Could I back up one second?

19 We would tell people, not by LRAD all the

20 time, but we would tell people to get on the

21 sidewalks.

22 BY MS. BIKLEN:

23 Q And did that, in fact, happen on May 29?

24 A I don't recall. I'd have to see the

25 video.

Page 135

1 Inspector G. Dowling

2 Q And in this video that we just watched

3 up through the one minute and 34-second mark,

4 Exhibit 2-7, there was quite a number of police

5 officers, including many from the strategic

6 response group.

7 What was the goal there of these

8 officers, and what were they doing?

9 A A review of that video, it appears that

10 they were effecting arrests.

11 Q Anything else?

12 A No. Protecting officers that were

13 effecting those arrests. Other than that, no.

14 Q Is it your view that that was the

15 appropriate number of officers to be effecting

16 those arrests?

17 A I would have to see the entirety of that

18 video, the span of that video to determine that

19 was a correct response.

20 Q Well, is your recollection -- what is

21 your -- how did you think about the sort of

22 deployment of forces on that day to the Foley

23 Square protest; was it appropriate?

24 A On that day, if I recall correctly, yes.

25

Page 137

1 Inspector G. Dowling

2 Q Do you have any independent recollection

3 of issuing any orders to disperse on May 29, you

4 personally?

5 A I don't recall.

6 Q What would refresh your recollection?

7 A Video would refresh my recollection.

8 Q Anything else?

9 A No.

10 Q What is an instance where an arrest

11 would be effected prior to issuing an order to

12 disperse?

13 A Sorry. Could you say that one more

14 time?

15 Q I'll withdraw the question.

16 Well, we'll just move on. I can ask

17 later.

18 Okay. I'd like to move to May 30. Did

19 you police any protests on May 30?

20 A Yes.

21 Q Do you recall where?

22 A I don't.

23 Q Okay. Were you at Union Square?

24 A Like I say, I was Manhattan South.

25 Again, if you have video of me, I'll say I was

Page 138

1 Inspector G. Dowling
2 there. I'm sure I was at some point.
3 Q Do you recall going over to Brooklyn on
4 May 30?
5 A I do have a recollection, yes.
6 Q Okay. Barclays Center?
7 A Yes.
8 Q Do you recall going over any bridges
9 with protests?
10 A I don't recall.
11 Q There were several protests that spanned
12 across various Manhattan-to-Brooklyn bridges
13 during the George Floyd protest, correct?
14 A Yes.
15 Q Do you have any independent recollection
16 of going onto the bridges during that time?
17 A What's the time period one more time?
18 Sorry. I know the George Floyd protest had going
19 on for a long time, so walking across or going
20 across?
21 Q Walking across, yes.
22 A Have I walked across the bridge for a
23 protest? I can't say in that period. I know the
24 beginning of this year, I did.
25 Actually, I recall July 15. I know I

Page 140

1 Inspector G. Dowling
2 A No.
3 Q So did there come a time when you
4 attended a protest in the Midtown/Times Square
5 area on May 30?
6 A Possibly. Again, I'd have to see video.
7 Q Do you recall about what time you
8 arrived?
9 A Again, I don't know if I was there, but
10 if there's video, I'll say I was there.
11 Q Okay. Do you have any recollection
12 about whether that protest was at night or during
13 the day?
14 A I don't recall.
15 Q And is it your testimony that Chief
16 D'Adamo would have directed you to attend that
17 particular protest?
18 A The -- we have split where large groups
19 might be, you know, like protesting in one area,
20 and I might say, Chief, I'm going to head over to
21 this area, something to that effect, but it's
22 possible that he told me to go to that area.
23 Q So together with Chief D'Adamo, you
24 would have decided which protest that you were
25 attending; is that fair to say?

Page 139

1 Inspector G. Dowling
2 walked across the bridge.
3 Q That's your only independent
4 recollection during the summer protest period?
5 A Of walking across a bridge, yes.
6 Q And when you would go out to those
7 specific incidents -- and now I'm returning to
8 May 30 -- who would specifically direct you to go
9 to which protests?
10 A We would be requested by the patrol
11 borough commander. Again, with the --
12 Q Let me rephrase. Your specific
13 position, right? I understand you're saying that
14 SRG in particular was requested by the patrol
15 borough commander?
16 A Yes.
17 Q Okay. Did that request include the
18 executive officer of SRG to go?
19 A Not specifically, no.
20 Q So how did you decide which protest to
21 go to during this period?
22 A Chief D'Adamo would tell me which
23 protest to go to.
24 Q Anybody else that would tell you which
25 protest to go to?

Page 141

1 Inspector G. Dowling
2 A That's fair to say.
3 Q Okay, and when you would leave one
4 protest and go to another, if the first protest
5 was still going on, who then would become the
6 incident commander for SRG?
7 A The next highest rank at the scene.
8 Q And how do you communicate that change
9 of command to SRG members?
10 A I would speak to the incident
11 commander -- well, sorry. I would speak to the
12 next ranking executive and explain to them I have
13 to go over to this scene, and he would relay that
14 to, to his supervisors.
15 Q Let me make sure I understand. The next
16 ranking executive from SRG or --
17 A Yes.
18 Q Okay, and when you say "supervisors"
19 there, you mean like sergeants and lieutenants?
20 A Yes.
21 Q And how is that chain of command then
22 communicated to the non-SRG people on site?
23 MS. ROBINSON: Objection. You can
24 answer.
25 THE WITNESS: Probably verbally.

Page 142

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q So is it possible that in the course of

4 a demonstration, the incident commander for SRG

5 changes multiple times?

6 A Yes.

7 Q And is that also true on the patrol

8 borough side?

9 A Yes.

10 Q So how do people know who is in charge

11 at any one time?

12 Withdrawn.

13 How do members of service know who was

14 in charge at the protest at any specific moment in

15 time?

16 A Again, in charge of the whole detail?

17 Q Of the protest response.

18 A Again, it's word of mouth. As Chief

19 D'Adamo is leaving, Inspector Dowling is going to

20 be incident commander. Mostly by word of mouth.

21 Q Okay. So you're saying verbally talking

22 to one another on the scene?

23 A Correct.

24 Q And how effective is that when it's sort

25 of a scene with a lot of people yelling and

Page 144

1 Inspector G. Dowling

2 officers who are not in SRG during the George

3 Floyd protests?

4 A There were times, yes.

5 Q And so an order like "pull back, pull

6 back" would be one example of that?

7 A Correct.

8 Q I'd like to go back to the Midtown

9 incident on May 30, and I'm going to share another

10 video.

11 Amy, this is going to be premarked as

12 Dowling Exhibit 2-9, and I'm going to represent

13 it's another TARU video which has been marked as

14 video 155.

15 MS. ROBINSON: Okay.

16 (Exhibit 2-9 was marked for

17 identification.)

18 (Video played.)

19 BY MS. BIKLEN:

20 Q Do you see a video on the screen?

21 A Yes, I do.

22 Q And do you see the street signs in this

23 area, 57th Street and Fifth Avenue?

24 A Yes, I do.

25 Q I'm going to play it, and tell me if you

Page 143

1 Inspector G. Dowling

2 screaming?

3 A It's effective.

4 Q And do you, as the SRG incident

5 commander, know the changes that are happening on

6 the patrol borough's side?

7 A If it's at that specific site, yes.

8 Q So if you were the incident --

9 A At most times, most times, yes.

10 Q -- commander at a site, and Chief Hughes

11 is leaving or another higher ranking officer comes

12 on the scene, how are you informed of those

13 changes?

14 A Normally by word of mouth. Verbally.

15 Q And when you were at the protests as

16 incident commander, were you responsible for

17 supervising any other members of service other

18 than SRG?

19 A As an executive in the New York City

20 Police Department or as a supervisor in the New

21 York City Police Department, I can direct

22 resources where I deem necessary, so I could be --

23 I don't want to say be in charge of, but I can

24 direct resources as necessary.

25 Q And did you do that? Did you direct

Page 145

1 Inspector G. Dowling

2 hear sound.

3 A Yes, I do.

4 Q So I'm just going to stop. Did you

5 recognize yourself in this video at the beginning?

6 A Yes, I did.

7 Q So you were present?

8 A Yes, I was.

9 Q And you were wearing a baseball cap?

10 A Yes, I was.

11 MS. BIKLEN: Let's watch some more.

12 (Video played.)

13 BY MS. BIKLEN:

14 Q Okay. How would you characterize this

15 protest based on what you see on the video? Would

16 you call that a peaceful protest?

17 A I'd have to see the totality of that

18 protest.

19 Q Well, limited to what you have seen on

20 the video so far, Exhibit 2-9, would you

21 characterize that as peaceful?

22 MS. ROBINSON: Objection. You can

23 answer again.

24 THE WITNESS: In that limited

25 scope, I cannot tell if that was a peaceful

Page 146

1 Inspector G. Dowling

2 protest.

3 BY MS. BIKLEN:

4 Q Okay. In what we just saw, up through

5 second, third -- three thirty-four, did you see

6 someone being arrested?

7 A Yes, I did.

8 Q Did you order that arrest?

9 A Yes, I did.

10 Q And what was the basis?

11 A I don't recall. I'd have to see

12 paperwork as to why that person was arrested.

13 Q Did you give that person a verbal order

14 to disperse?

15 A I don't recall. I'd have to look at the

16 video, at the totality of the video.

17 Q Well, shall we watch it again?

18 A Sure.

19 (Video played.)

20 BY MS. BIKLEN:

21 Q I stopped it at the 37-second mark. Did

22 you give anyone a verbal notice to disperse?

23 A Again, I might have beforehand. I don't

24 know.

25 Q In those 37 seconds, did you hear a

Page 148

1 Inspector G. Dowling

2 don't know if I had a mask on at the time. I

3 don't know if I had time to. I'm not sure.

4 BY MS. BIKLEN:

5 Q Let's go back and look. I want you to

6 point out yourself in the video here.

7 So I'm starting at 25, and I want you to

8 describe what you're doing in this video up

9 through 37 seconds, okay?

10 A Okay.

11 (Video played.)

12 BY MS. BIKLEN:

13 Q Sorry. Up through 36 seconds.

14 A Okay. I grabbed an individual who was

15 standing in the street. Again, it appears to

16 sound like they were warned to get off the street

17 and they failed to comply.

18 Q You're saying within the period from 27

19 seconds to 36 seconds, you determined that person

20 failed to comply?

21 A If you play the video again, I'm not

22 sure that that was the entirety of the time that

23 they had to get off the street.

24 Q Tell me when you hear an order to get

25 off the street. I'll start from the beginning

Page 147

1 Inspector G. Dowling

2 verbal order to disperse?

3 A There's something in the background that

4 says "get off the street." That's all I know. It

5 could have been an LRAD playing prior to that. I

6 have no idea.

7 Q If you heard someone say "get off that

8 street" within that 37 seconds, did you expect

9 that people would have time to comply with that

10 order?

11 A It's a reasonable assumption that they

12 could.

13 Q How long do you expect it takes people

14 to comply in those circumstances?

15 A I'm not in another person's head.

16 Q How long would it take you to comply?

17 A I always abide by the law, so it could

18 take me five seconds to walk over to the sidewalk.

19 Q Okay. Five seconds?

20 A Yes.

21 Q Okay. Did you inform the person that

22 was under arrest before you put them under arrest?

23 MS. ROBINSON: Objection. You can

24 answer.

25 THE WITNESS: I don't know. I

Page 149

1 Inspector G. Dowling

2 again.

3 (Video played.)

4 BY MS. BIKLEN:

5 Q Do you hear that voice that says "one

6 collar a person"?

7 A Could you replay that? I'm sorry.

8 (Video played.)

9 BY MS. BIKLEN:

10 Q Do you recognize who said that?

11 A No, I don't.

12 Q It looks like there was an NYPD legal

13 person there. Do you know who that was?

14 A Can you go back from -- I'm sorry. Can

15 you go back again?

16 Q I think that's the only view. Do you

17 recognize who that is?

18 A Not from that angle.

19 Q Okay. All right. Let's watch again.

20 (Video played.)

21 THE WITNESS: "Get out of the

22 street," it says, at 12 seconds. Sounds like

23 it's going from 12 seconds or 34 seconds.

24 BY MS. BIKLEN:

25 Q Okay.

Page 150

1 Inspector G. Dowling

2 A And again that's a short video where I

3 don't know what happened prior to that.

4 Q But you heard an order to disperse at 12

5 seconds?

6 A I heard an order to disperse at 12

7 second.

8 Q And did you see people actually walking

9 away?

10 A I seen some people walking away.

11 Q Did you give that verbal order to

12 disperse?

13 A Again, I can't see -- I can't determine

14 that from the video.

15 Q And did you verbally order, tell anyone

16 they were under arrest prior to putting your hands

17 on them?

18 A It doesn't appear so in that video, but

19 I cannot tell. I don't recall.

20 Q Okay. I'm going to share again. This

21 is the same video. I'd like to play up through a

22 minute and 21 seconds.

23 (Video played.)

24 BY MS. BIKLEN:

25 Q Did you hear the video say -- him say

Page 152

1 Inspector G. Dowling

2 observer."

3 (Video played.)

4 BY MS. BIKLEN:

5 Q Okay. So do you now know who that voice

6 is saying "I'm a legal observer"?

7 A Well, I couldn't see -- the person has a

8 mask on, so it's possibly him that said he's a

9 legal observer.

10 Q The person being arrested?

11 A Correct.

12 Q And it looks like everyone else in that

13 scene are cops, police officers?

14 A For effecting that arrest. It looked

15 like there was another perpetrator in front of him

16 when he was being taken to the ground.

17 Q Why were the arrestees taken to the

18 ground?

19 A If you move that video back, he was

20 resisting, so he intentionally prevented or

21 attempted to prevent being arrested.

22 Q On the video do you hear anyone tell him

23 verbally that he's under arrest?

24 A You would have to back up. I'd have to

25 hear it.

Page 151

1 Inspector G. Dowling

2 "I'm a legal observer"?

3 A I heard someone say they were a legal

4 observer. I'm not sure if it was him or the

5 person on the ground.

6 Excuse me. Can I back up for one

7 second?

8 Q Yes.

9 A We had a legal representative on scene,

10 an NYPD legal representative, so therefore we

11 would have conferred with them as to the legal and

12 justified enforcement actions. So as to your

13 question before, those arrests would have been

14 justified.

15 Q I don't think that was my question, but

16 we'll back up.

17 A Sorry.

18 Q We're now at one minute and 17 seconds,

19 and there is a picture of a person wearing a shirt

20 saying "NYPD Legal."

21 Do you know who that is?

22 A It's not a great angle. I can't tell

23 from that angle.

24 Q So let's watch again from one minute and

25 17 seconds so we can see who's saying "I'm a legal

Page 153

1 Inspector G. Dowling

2 Q Okay. Let's back up.

3 (Video played.)

4 THE WITNESS: As you can tell

5 there, those two weren't complying. They got

6 back on the street.

7 THE REPORTER: I can't hear what

8 you're saying when the video is playing.

9 BY MS. BIKLEN:

10 Q Did you hear him being verbally told he

11 was under arrest?

12 A There was a lot of screaming and yelling

13 going on. I couldn't tell if he was or wasn't.

14 Q Well, the person we watched at the

15 beginning of the video that you put hands on, if

16 you had not put your hands on him, how would he

17 know he was under arrest?

18 A If I did put my hands on him, he may not

19 be arrested.

20 Q Well, if you verbally informed him, and

21 then he was taken down to the ground by other

22 officers, how does one know one is under arrest if

23 not through a verbal command?

24 A If they were in police custody -- not

25 all the time in custody, but if they were in

<p style="text-align: right;">Page 154</p> <p>1 Inspector G. Dowling</p> <p>2 police custody with handcuffs on, they're under</p> <p>3 arrest.</p> <p>4 Again, I'm just trying to answer your</p> <p>5 question. I don't understand the question.</p> <p>6 Q Okay. If you go up to a protester on</p> <p>7 the street and arrest them, at what point, if you</p> <p>8 do not verbally say "you're under arrest," should</p> <p>9 they know that they're under arrest?</p> <p>10 A When they're, when they're taken into</p> <p>11 police custody and placed in handcuffs, we try at</p> <p>12 most times to tell the person they're under</p> <p>13 arrest, but sometimes it doesn't happen that way,</p> <p>14 depending on circumstances.</p> <p>15 Q Well, what can a person do in that</p> <p>16 situation on the video to avoid being thrown down</p> <p>17 to the ground in that way?</p> <p>18 A There's active resistance and there's</p> <p>19 passive resistance. Again, I would have to see</p> <p>20 the video. He could have been tensing his arms,</p> <p>21 which is considered active resistance. He could</p> <p>22 be flailing his arms, which could be active</p> <p>23 resistance. If the person being arrested puts</p> <p>24 their hands behind their back, most times you are</p> <p>25 not taken down to the ground.</p>	<p style="text-align: right;">Page 155</p> <p>1 Inspector G. Dowling</p> <p>2 Q How does a person know to put their</p> <p>3 hands behind their back if they're not told to do</p> <p>4 that before being grabbed?</p> <p>5 A How does a person know to put their</p> <p>6 hands behind their back when they're being</p> <p>7 arrested?</p> <p>8 Q Yes, if they're not told that they are</p> <p>9 under arrest.</p> <p>10 A Most times during arrests, we give them</p> <p>11 verbal commands. Put your hands behind your back.</p> <p>12 Q On that video I don't hear any verbal</p> <p>13 commands. If a person doesn't hear that verbal</p> <p>14 command, how do they avoid being thrown down to</p> <p>15 the ground?</p> <p>16 A Don't resist. Put your hands behind</p> <p>17 your back.</p> <p>18 Q How do you know to do that if you're not</p> <p>19 being told?</p> <p>20 A We can't tell everybody everything, so</p> <p>21 most times --</p> <p>22 Q Wouldn't you tell them they're under</p> <p>23 arrest?</p> <p>24 A Sorry.</p> <p>25 Q I mean wouldn't you tell them you're</p>
<p style="text-align: right;">Page 156</p> <p>1 Inspector G. Dowling</p> <p>2 under arrest?</p> <p>3 A Sure, we try to, yes, depending on</p> <p>4 circumstances.</p> <p>5 Q Now, we heard the discussion, we heard</p> <p>6 the person say that "I'm a legal observer" on the</p> <p>7 video. You heard that?</p> <p>8 A Yes.</p> <p>9 Q Okay. What do you understand that to</p> <p>10 mean?</p> <p>11 A I take it to mean that they give legal</p> <p>12 advice to demonstrators, protesters. They're</p> <p>13 there if there's any questions to be asked about</p> <p>14 the legality of their protest.</p> <p>15 Q Do you have an understanding of whether</p> <p>16 legal observers should be arrested in the course</p> <p>17 of a demonstration?</p> <p>18 A Sorry. Say again.</p> <p>19 Q Do you have any understanding of any</p> <p>20 policies with respect to whether legal observers</p> <p>21 should be arrested?</p> <p>22 MS. ROBINSON: Objection. He's not</p> <p>23 a 30(b)(6) witness now, so he's not</p> <p>24 testifying as to policies and practices with</p> <p>25 respect to the NYPD legal observers.</p>	<p style="text-align: right;">Page 157</p> <p>1 Inspector G. Dowling</p> <p>2 MS. BIKLEN: I'm asking for his</p> <p>3 personal understanding at a protest that he</p> <p>4 was at.</p> <p>5 MS. ROBINSON: You can answer.</p> <p>6 THE WITNESS: I can tell you that</p> <p>7 they have to abide by the same rules and</p> <p>8 regulations and laws that everybody else</p> <p>9 does, so if they're told to get off the</p> <p>10 street, they are to remove themselves from</p> <p>11 the street.</p> <p>12 BY MS. BIKLEN:</p> <p>13 Q On the video that we just watched, did</p> <p>14 you hear him being told to get off the street?</p> <p>15 A Again, I would have to see the totality</p> <p>16 of that video.</p> <p>17 Q I'm asking about the video that we just</p> <p>18 watched, up through a minute and 40 seconds. Did</p> <p>19 you hear that just now?</p> <p>20 A He could have been told by another</p> <p>21 person to get off the street, the police officers</p> <p>22 walking by. I don't know. I would have to see</p> <p>23 many videos to -- different viewpoints of that</p> <p>24 incident.</p> <p>25 Q That was not my question. I'm asking</p>

Page 158

1 Inspector G. Dowling

2 you: On the video that we just watched, up

3 through a minute and 40 seconds, as you sit here

4 today, did you hear him being told to get off the

5 street?

6 A Again, if I see -- can I watch the video

7 again?

8 Q Sure. I'm going to start at 44 seconds.

9 (Video played.)

10 THE WITNESS: We're not seeing the

11 video.

12 BY MS. BIKLEN:

13 Q Shoot. Sorry about that. Let's do it

14 again. I apologize.

15 I'm going to start it at 46 seconds.

16 Are you able to see it now?

17 A Yes.

18 Q Okay.

19 (Video played.)

20 BY MS. BIKLEN:

21 Q I stopped it at one minute and 31

22 seconds, so between the 44-second mark and the one

23 minute and 31 seconds, did you hear a verbal order

24 for him to get out of the street?

25 A No, but that person appears to have come

Page 160

1 Inspector G. Dowling

2 when you arrived?

3 A No.

4 Q Do you recall who the, before you

5 arrived, who the incident commander for that

6 demonstration response was?

7 A No.

8 Q And where exactly did you arrive?

9 A I can tell you the service road on the

10 FDR. Not Gouverneur itself. Further north on the

11 service road.

12 Q And when you say that, the service road

13 is a street next to the FDR that has a barrier in

14 between?

15 A Yes.

16 Q Approximately how many police officers

17 were there when you arrived?

18 A My vague recollection, 20 to 30.

19 Q And about how many protesters?

20 A Again, vague recollection, about 50.

21 Q You mentioned your driver. Do you

22 always have the same driver?

23 A Primarily. There are times when he is

24 off and I have to take somebody else.

25 Q And who is your driver?

Page 159

1 Inspector G. Dowling

2 up from behind, so he might have been told to get

3 off the street and he ran up behind the officers,

4 so there is a possibility. Again, I would have to

5 see more video.

6 Q We'll move on, but I'd like you to

7 answer the questions that I'm asking.

8 A I'm trying to. I just -- I need --

9 sometimes I need more substance. That's all.

10 Q Did there come a time when you arrived

11 on or near the FDR Drive and Gouverneur Slip East

12 sometime on May 30?

13 A Yes.

14 Q Do you recall about when that was? Was

15 it light out?

16 A I want to say it was dusk.

17 Q How did you arrive there?

18 A By vehicle.

19 Q Did you arrive with anybody else?

20 A Besides my driver?

21 Q Right.

22 A No. I was the only one in the car.

23 Sorry. My driver and myself, that's all I arrived

24 with.

25 Q Were there other SRG executives there

Page 161

1 Inspector G. Dowling

2 A John Kennedy.

3 Q Does he engage in policing activities,

4 or does he stay with the car?

5 A He stays with the car.

6 Q Okay, and did SRG respond to that

7 protest on FDR Drive?

8 A I don't recall. I'd have to look at

9 video.

10 Q Do you recall whether there were bicycle

11 cops present?

12 A I don't recall. I'd have to look at

13 video.

14 Q Do you recall what the protesters were

15 doing when you arrived?

16 A They were standing. The majority were

17 standing on the service road. To my recollection,

18 the majority were standing on the service road of

19 the FDR. There were objects being thrown at some

20 point in time during that encounter.

21 Q Do you recall who was throwing those

22 objects?

23 A Do you mean from the protesters? It

24 wasn't the police. I don't know who was throwing

25 those objects at the protest. I don't recall.

Page 162

1 Inspector G. Dowling

2 Q Was it like multiple protesters or one?

3 A I recall it was multiple.

4 Q When you say that they were on the

5 service road, the protesters, at that point they

6 were exiting from the FDR Drive; is that right?

7 A Yes. I, I know we couldn't get through,

8 so when I got out of the vehicle, I walked up on

9 foot to the vicinity of Gouverneur Slip and the

10 FDR, and I did notice officers escorting

11 demonstrators off the roadway.

12 Q When you say "the roadway," you mean the

13 FDR Drive?

14 A I apologize. The FDR Drive.

15 Q You mentioned protesters throwing

16 things. Do you recall what they were throwing?

17 A I don't recall exactly what they were

18 throwing, no.

19 Q And did you observe protesters who were

20 not throwing things?

21 A Yes.

22 Q Did you observe protesters on the

23 sidewalk area on the non-roadway side of the

24 service road?

25 A I don't recall. I'd have to look at

Page 164

1 Inspector G. Dowling

2 A No.

3 Q Did you hear or see reports -- sorry.

4 Did you see OC spray being used?

5 A Not that I recall.

6 Q Did you hear reports of it being used?

7 A Not that I recall.

8 Q Do you recall any aided reports as a

9 result of that demonstration?

10 A Aided reports? No.

11 Q Do you recall whether any NYPD members

12 had to egress from the situation such that they

13 would use OC spray?

14 A No, not to my knowledge. Again, I'd

15 have to look at video to determine that.

16 Q Okay. Were there arrests at the FDR

17 location after you arrived, the Gouverneur Slip

18 East and service road area?

19 A Yes, there were.

20 Q Did you authorize those arrests?

21 A I didn't have to authorize those

22 arrests. That was an unlawful assembly, since we

23 had objects thrown at us.

24 Q So explain to me that. Who can be

25 arrested if there is an unlawful assembly?

Page 163

1 Inspector G. Dowling

2 video.

3 Q Did you observe protesters that were not

4 committing any violations?

5 A I don't recall. I'd have to look at the

6 video.

7 Q Do you recall whether there was an LRAD

8 warning played at any time?

9 A Again, I'd have to look at the video. I

10 don't recall. I don't believe so, but I'd have to

11 look at video.

12 Q Did you hear any verbal warnings issued

13 to protesters at FDR Drive and Gouverneur Slip

14 East when you arrived or after you arrived?

15 A Again, I'd have to look at the video. I

16 don't know.

17 Q You don't have any independent

18 recollection?

19 A No.

20 Q Did you authorize the use of OC spray at

21 the FDR Drive and Gouverneur Slip East?

22 A Did I authorize it? No. I didn't ask

23 anybody to use OC spray.

24 Q Okay. Did you approve anyone's use of

25 OC spray?

Page 165

1 Inspector G. Dowling

2 A It's a misdemeanor, so therefore the

3 police officer can take police action if it's an

4 unlawful assembly. Independent police action.

5 Q That's not civil disobedience?

6 A Unlawful assembly? No.

7 Q How do you know that that was the basis

8 for the arrests?

9 A When I got on the scene, that's what I

10 witnessed. I believe -- and again, I have to see,

11 I have to look at video. I believe it was

12 unlawful assembly after, when they started

13 throwing objects at us, and it fell into the penal

14 law definition of four or more people creating

15 tumultuous activity. So in my determination, that

16 was unlawful assembly.

17 Q Did you tell anyone else there was an

18 unlawful assembly?

19 A I would have told police officers what

20 there were being arrested for. I would say this

21 is an unlawful assembly, start making arrests.

22 I'd have to look at the video. I don't recall.

23 Q If you instruct officers that it's an

24 unlawful assembly and start making arrests, does

25 that mean that everyone in the crowd is arrested?

Page 166

1 Inspector G. Dowling

2 A If they're part of that unlawful

3 assembly, they can be.

4 Q Would a warning be issued prior to that

5 time?

6 A Not necessarily.

7 Q In this case was any order to disperse

8 issued?

9 A Again, I would have to look at the

10 video. I don't recall.

11 Q And is an unlawful assembly grounds to

12 use OC spray on a crowd?

13 A Depending on the actions of the crowd,

14 it may be. Again, I can't specifically say for

15 this instance without looking at video.

16 Q Well, you were there. Did this crowd

17 justify the use of OC spray on multiple

18 individuals?

19 MS. ROBINSON: Objection. You can

20 answer.

21 THE WITNESS: Again, I'd have to

22 see the video. When you say multiple, that

23 it was used on multiple people, was it

24 indiscriminately sprayed or was it sprayed at

25 the person or sprayed at the ground? I don't

Page 168

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q If one person in the crowd throws an

4 object, does that make the entire group then an

5 unlawful assembly?

6 A Not necessarily, no.

7 Q What makes it -- or what are the -- when

8 you say "not necessarily," what do you mean?

9 A We would try to extract that one person

10 who is creating that behavior or is instigating

11 that behavior. I remember that night it was more

12 than one person in that group that was throwing

13 those bottles. Excuse me. Throwing those

14 objects. I apologize.

15 Q Did you try to extract any people at the

16 crowd on FDR Drive and Gouverneur Slip East?

17 A Again, from what I remember, it was

18 tumultuous. No, we didn't arrest everybody at

19 that scene.

20 Q And at that scene, did you see or hear

21 reports of officers using excessive force?

22 A No.

23 Q And at that scene, did you see or hear

24 reports of officers applying flex cuffs

25 excessively tight?

Page 167

1 Inspector G. Dowling

2 know. I'd have to look at the video.

3 BY MS. BIKLEN:

4 Q Okay. If I represent do you that OC

5 spray was sprayed across a group of people, based

6 on what you know about the protest at FDR Drive

7 and Gouverneur Slip East, was the use of OC spray

8 across a crowd of people, was that justified?

9 MS. ROBINSON: Objection. You can

10 answer.

11 THE WITNESS: I don't know, because

12 I'd have to see the video.

13 BY MS. BIKLEN:

14 Q I'm asking for your testimony as to what

15 you recollect here today.

16 A I just said I don't recall. I'd have to

17 see video.

18 Q You don't recall enough about the

19 demonstration to determine whether it would have

20 been appropriate to use OC spray across a crowd of

21 people?

22 MS. ROBINSON: Objection; asked and

23 answered. You can answer again.

24 THE WITNESS: Correct.

25

Page 169

1 Inspector G. Dowling

2 A Not that I recall, no.

3 Q Yesterday you were asked about carrying

4 flex cutters. Do you remember that?

5 A Yes.

6 Q And it was your testimony that you did

7 not carry flex cutters?

8 MS. ROBINSON: Objection.

9 THE WITNESS: It's my testimony

10 that I did carry flex cutters.

11 BY MS. BIKLEN:

12 Q Were you ever requested to use your flex

13 cutters to remove anyone's cuffs on May 30?

14 A Not that I recall, no.

15 Q Throughout the entire George Floyd

16 protests, were you ever requested for the use of

17 your flex cutters?

18 A Yes.

19 Q Do you recall when that was?

20 A No, not specifically.

21 Q Was it more than once?

22 A It would be less than four times, I

23 would say.

24 Q And do you recall about how many people

25 were arrested on May 30 at the FDR Drive and

<p style="text-align: right;">Page 170</p> <p>1 Inspector G. Dowling</p> <p>2 Gouverneur Slip East location?</p> <p>3 A I'd have to review paperwork, but I</p> <p>4 believe it was around ten.</p> <p>5 Q Would you be surprised if someone was</p> <p>6 pepper-sprayed but not arrested?</p> <p>7 MS. ROBINSON: Objection. You can</p> <p>8 answer.</p> <p>9 THE WITNESS: There were times when</p> <p>10 you pepper spray people, and it doesn't</p> <p>11 affect them and they run away, so there are</p> <p>12 instances like that.</p> <p>13 BY MS. BIKLEN:</p> <p>14 Q Okay. Let me represent to you that one</p> <p>15 of our clients alleges that he was pepper-sprayed,</p> <p>16 that it was injurious at this incident on May 30,</p> <p>17 that it was incredibly painful, and he was not</p> <p>18 arrested.</p> <p>19 Given those facts as I've just told you,</p> <p>20 is that consistent with your understanding of how</p> <p>21 pepper spray should be used?</p> <p>22 (Discussion was held off the</p> <p>23 record.)</p> <p>24 MS. BIKLEN: Laurie, can you read</p> <p>25 back the last question, please?</p>	<p style="text-align: right;">Page 171</p> <p>1 Inspector G. Dowling</p> <p>2 (Whereupon, reporter reads</p> <p>3 requested material.)</p> <p>4 THE WITNESS: Depends. Was he</p> <p>5 close to a person who was the meaningful</p> <p>6 recipient of pepper spray, and if so and he</p> <p>7 wasn't being arrested, and he didn't</p> <p>8 commit -- if he was not committing a</p> <p>9 violation of, a violational crime, he should</p> <p>10 have received medical attention.</p> <p>11 BY MS. BIKLEN:</p> <p>12 Q And when you say he should have received</p> <p>13 medical attention, would that have been medical</p> <p>14 attention called by the NYPD?</p> <p>15 A Yes, or even another protester or a</p> <p>16 passerby could also call 911.</p> <p>17 Q And do incidents of using pepper pray</p> <p>18 have to be reported? I think I've asked this, but</p> <p>19 if you could answer again.</p> <p>20 A Yes. So obviously on an arrest basis,</p> <p>21 it will be documented on a threat-resistant injury</p> <p>22 report. In this situation, if, as I said before,</p> <p>23 it could be documented on an aided case. Sorry.</p> <p>24 An aided card.</p> <p>25 Q And is it the responsibility of the</p>
<p style="text-align: right;">Page 172</p> <p>1 Inspector G. Dowling</p> <p>2 officer who uses the pepper spray to get the</p> <p>3 medical assistance?</p> <p>4 A It could be any officer on the scene.</p> <p>5 Q I'd like to move ahead to May 31. The</p> <p>6 duties as you have described to me with respect to</p> <p>7 May 28 and May 29, were those the same duties you</p> <p>8 had with respect to the protest on May 31?</p> <p>9 A Yes.</p> <p>10 Q Any changes from the previous days?</p> <p>11 MS. ROBINSON: Objection. You can</p> <p>12 answer.</p> <p>13 THE WITNESS: Not that I recall.</p> <p>14 BY MS. BIKLEN:</p> <p>15 Q And did you physically respond to</p> <p>16 protests on May 31?</p> <p>17 A Yes.</p> <p>18 Q Union Square?</p> <p>19 A Possibly.</p> <p>20 Q Times Square?</p> <p>21 A Possibly.</p> <p>22 Q Manhattan Bridge?</p> <p>23 A Possibly.</p> <p>24 Q And prior to May 31, did you receive</p> <p>25 intelligence reports about the expected protests</p>	<p style="text-align: right;">Page 173</p> <p>1 Inspector G. Dowling</p> <p>2 on those days?</p> <p>3 A I don't recall.</p> <p>4 Q Now, were you present at the protest at</p> <p>5 the night on May 31 at Union Square?</p> <p>6 A Again, I may have been. I'd have to see</p> <p>7 video.</p> <p>8 Q Without seeing video, do you have any</p> <p>9 independent recollection of your role in the</p> <p>10 protest at Union Square on May 31?</p> <p>11 MS. ROBINSON: Objection. You can</p> <p>12 answer.</p> <p>13 THE WITNESS: I don't.</p> <p>14 BY MS. BIKLEN:</p> <p>15 Q Was there an incident on May 31 that you</p> <p>16 would classify as a riot?</p> <p>17 MS. ROBINSON: Objection. You can</p> <p>18 answer.</p> <p>19 THE WITNESS: I want to ask you a</p> <p>20 question. Was that the first night of</p> <p>21 looting in Manhattan?</p> <p>22 BY MS. BIKLEN:</p> <p>23 Q Is that your recollection of when it</p> <p>24 was?</p> <p>25 MS. ROBINSON: Objection. You can</p>

Page 174

1 Inspector G. Dowling

2 answer.

3 THE WITNESS: If that occurred on

4 May 31, yes.

5 BY MS. BIKLEN:

6 Q Okay, and it's your understanding that

7 looting is part of a riot?

8 A Again, it's four or more people creating

9 tumultuous acts where it places grave -- I would

10 have to look at the penal law section. It's been

11 a while. Grave -- I'd have to look at the penal

12 law section, but there was much going on that

13 night, if I'm not mistaken. People were throwing

14 objects at the police, burning cars, breaking

15 windows, so that would be a riot --

16 Q And --

17 A -- according to the penal law guide.

18 Q Okay. Are you finished with your

19 answer?

20 A Yes.

21 Q How do you distinguish between people

22 who are out protesting and those who are out doing

23 these kinds of activities like looting or breaking

24 windows?

25 A Sometimes it's difficult, but we try to

Page 176

1 Inspector G. Dowling

2 is, and as per the penal law that I was

3 taught in the academy, we can recognize the

4 difference between demonstrators and looters.

5 BY MS. BIKLEN:

6 Q So you were near Canal Street and Church

7 Street the night of May 31; is that correct?

8 A Sorry. Canal and --

9 Q Church in Manhattan.

10 A I'd have to see video. I believe I was.

11 Q Okay. I'm going to show you a series of

12 videos. The first one is 31 seconds, the second

13 one is also 31 seconds, and the third one is about

14 a minute and 20 seconds, and these have been

15 previously produced by Cameron Yates, who was

16 another plaintiff in these cases.

17 And I'm going to represent to you that

18 this depicts protesters and police on Church

19 Street, just south of Canal, on May 31 at

20 approximately 9:12 in the evening, and I'm going

21 to ask you some questions about these videos, and

22 I will share my screen.

23 MS. ROBINSON: Do you have Bates

24 stamps for these videos?

25 MS. BIKLEN: So it's going to be

Page 175

1 Inspector G. Dowling

2 do our best. If they're not breaking windows. If

3 they're not setting cars on fire. If they are

4 protesting, they're protesting.

5 Q And what makes it difficult, as you

6 said?

7 A Sometimes those people who commit those

8 acts enter groups that are protesting to protect

9 themselves from arrest.

10 Q And do you have training on how to make

11 that distinction when it's happening in real time?

12 A Just through job experience. Training?

13 I don't recall any training for that.

14 Q Prior to the George Floyd protests, what

15 was your experience in dealing with looting?

16 A I don't recall, in my career, ever

17 seeing a city looted. That was a once-in-a-career

18 confluence of events.

19 Q So is it your testimony then that you

20 did not have experience in how to distinguish

21 protesters from looting in that way?

22 MS. ROBINSON: Objection. You can

23 answer.

24 THE WITNESS: Through my

25 experience, I know what tumultuous behavior

Page 177

1 Inspector G. Dowling

2 Exhibit -- I premarked them as Exhibit 2-32,

3 which is Yates 144, Exhibit 2-33, which is

4 Yates 145, and Exhibit 2-34, which is Yates

5 514, and these have been previously produced,

6 Amy.

7 MS. ROBINSON: Understood.

8 (Exhibit 2-32 was marked for

9 identification.)

10 (Exhibit 2-33 was marked for

11 identification.)

12 (Exhibit 2-34 was marked for

13 identification.)

14 THE WITNESS: We're not seeing them

15 if you think we are.

16 BY MS. BIKLEN:

17 Q I gotcha. I'm all alone here. I'll do

18 my best.

19 Okay. Can you see this now?

20 A Yes, I can.

21 (Video played.)

22 BY MS. BIKLEN:

23 Q Did you see yourself among the officers

24 in the video that is marked Dowling Exhibit 2-32?

25 A No, I did not.

Page 178

1 Inspector G. Dowling

2 Q Do you recognize any of the officers

3 that are in the video Exhibit 2-32?

4 A Can I review that video again? I'm

5 sorry.

6 Q Okay.

7 (Video played.)

8 BY MS. BIKLEN:

9 Q I stopped it at seven seconds. Do you

10 recognize anybody there?

11 A No. The picture is very blurry, but I

12 don't recognize --

13 Q Let's see if I can find a cleaner place.

14 Does that help?

15 A Once it's stopped, it becomes blurry.

16 Q Okay. Have you been able to recognize

17 anybody in that video?

18 A No.

19 Q We'll go to the next one, and this is

20 the exhibit that's been marked Exhibit 2-33.

21 (Video played.)

22 BY MS. BIKLEN:

23 Q Did you see yourself in that video?

24 A No, I did not.

25 Q And were you able to recognize anybody?

Page 180

1 Inspector G. Dowling

2 that, no.

3 Q Were you involved in the decision to

4 move officers forward on Church Street toward

5 Canal?

6 MS. ROBINSON: Objection. You can

7 answer.

8 THE WITNESS: No, not that I can,

9 not that I can recall.

10 BY MS. BIKLEN:

11 Q And having just watched those videos,

12 did you observe anyone throw anything in any of

13 those videos, Exhibits 2-32, 2-33 and 2-34?

14 A I saw it at the end of the last video.

15 I saw something flying in the air toward the end

16 of it, but I can't be certain unless I see it

17 again.

18 Q And by "last video" you mean Exhibit

19 2-34?

20 A Yes, that's what it was, and I could be

21 mistaken. It could have been just a light.

22 Q And did you observe anyone in the crowd

23 doing anything unlawful in the videos you just

24 watched?

25 A Besides being on the street when the

Page 179

1 Inspector G. Dowling

2 A No, I was not.

3 Q Okay. I'm going to go to the next one.

4 Are you able to see the video?

5 A Yes, I am.

6 (Video played.)

7 BY MS. BIKLEN:

8 Q Did you see yourself in that video?

9 A No.

10 Q Did you recognize anybody else?

11 A No.

12 Q So just to be clear for the record, did

13 you see yourself in the video marked Dowling

14 Exhibit 2-34?

15 A No.

16 Q And did you recognize anybody else in

17 the video marked Exhibit 2-34?

18 A No.

19 Q Did you recognize that there were some

20 are SRG officers present?

21 A No.

22 Q Do you recall at that particular event

23 where officers moved forward on Church Street

24 toward Canal?

25 A I have no independent recollection of

Page 181

1 Inspector G. Dowling

2 sidewalk is available to them? Again, in that

3 short period of time, that's the only violation I

4 did observe, unless they were given warnings to

5 remove themselves from the street.

6 Q Did you hear any warnings on the videos

7 we just watched?

8 A No. Again, it's not necessary, but I

9 did not hear anything.

10 Q Prior to watching these videos today and

11 discussing this, did you have any understanding of

12 why the officers moved forward?

13 MS. ROBINSON: Objection. You can

14 answer.

15 THE WITNESS: No.

16 BY MS. BIKLEN:

17 Q Now, at some point the mobile field

18 forces started to be turned out on Randall's

19 Island?

20 A Correct.

21 Q When did that start?

22 A I don't know. Sometime end of May,

23 early June.

24 Q If I tell you that Chief Monahan

25 testified to May 31 in an interview, does that

Page 182

1 Inspector G. Dowling

2 sound right?

3 A At the end of May, early June, yes, yes.

4 Q Do you know who made that decision to

5 turn out the mobile field forces on Randall's

6 Island?

7 A No.

8 Q Were you involved in that decision in

9 any way?

10 A No.

11 Q Did you participate in the roll calls

12 out on Randall's Island?

13 A Yes.

14 Q Okay. How did you participate?

15 A Yes. So obviously, personnel from SRG

16 were assigned to what we call the incident command

17 post. At the location, they would gather rosters

18 of officers that arrived and put them into mobile

19 field forces. I would -- I was one of the

20 executives that would instruct the outgoing

21 supervisors as to their responsibility with field

22 forces.

23 Q Anything else?

24 A Also, I would tell them where they are

25 going to be deployed in most instances. That was

Page 184

1 Inspector G. Dowling

2 Video.

3 Q Could you look at your calendar?

4 A I don't really maintain a calendar.

5 Q You don't have appointments that you

6 have to attend and put them in the calendar?

7 A No. I could put them in my Launch

8 Zoom -- sorry. My Outlook calendar.

9 Q That's what I'm asking. Could you look

10 at your Outlook calendar to determine where you

11 were?

12 A I could, but I don't think I put

13 anything in there. Do you want me to look now?

14 Q No. I'm just asking a question.

15 Executive timesheets; would that show

16 where you were on any particular day?

17 A There's times I would, I would have put

18 them in there, depending on the detail.

19 Q Do you have an assistant or someone else

20 who is responsible for keeping your outlook

21 calendar or determining or knowing when you're

22 available?

23 A No.

24 MS. ROBINSON: Can we take a quick

25 break?

Page 183

1 Inspector G. Dowling

2 it, relatively much.

3 Q Were you present on Randall's Island

4 every day once it started?

5 A Randall's Island ran for a long time. I

6 can't, I can't say every day. I'm not -- I would

7 have to know what days I was there.

8 Q And when you say you instructed

9 supervisors, that is the lieutenant and sergeant

10 level?

11 A At times, yes. Executives, captains,

12 deputy inspectors, inspectors sometimes.

13 Q What instructions did you provide?

14 A You would be in charge of two

15 lieutenants, five sergeants, and 40 police

16 officers. Take meals at the same time, respond to

17 locations quickly but safely, move with a purpose

18 when called, protect each other, be safe.

19 Depending on what happened the day

20 before, I would tell them as to what might have

21 occurred at certain locations, and that's what I

22 can recollect right now.

23 Q If you want to know on any day where you

24 were during the protests, how would you know that?

25 A Besides independent recollection?

Page 185

1 Inspector G. Dowling

2 MS. BIKLEN: Okay.

3 MS. ROBINSON: Just five minutes is

4 fine.

5 (Whereupon, a short recess was

6 taken.)

7 BY MS. BIKLEN:

8 Q Okay.

9 A Can I just refer back to something for

10 one second? You asked how could they tell where I

11 was for a day.

12 In the exhibit you showed earlier, there

13 is a detail sheet that assigns us. That was the

14 one for Union Square. It would tell -- uh,

15 Incident Commander Chief D'Adamo, Assistant

16 Inspector Dowling, so that would be one of the

17 locations I would be for the day if someone wanted

18 to know where I was, so it is a possibility.

19 Q And are you referring to the note sheet?

20 A Correct.

21 Q And that's Dowling Exhibit 2-3.

22 Okay. So when we broke before the

23 break, we were talking about Randall's Island, and

24 I believe you mentioned instructing supervisors.

25 Did you ever instruct any members of

Page 186

1 Inspector G. Dowling

2 service?

3 A Again, there -- I have. I can't

4 specifically say it was the George Floyd protests,

5 but I have instructed members of the service at

6 Randall's Island at some point in time.

7 Q So specifically with respect to the

8 George Floyd protests at Randall's Island, did you

9 provide instructions to supervisors with respect

10 to the curfew?

11 A I don't recall. There's a possibility,

12 but I don't recall.

13 Q What would refresh your recollection?

14 A Video. Again, I'm not certain, but

15 there's a possibility. I don't know.

16 Q Is there video at roll call?

17 A I'm only being honest with you. That's

18 all.

19 Q Did you provide any instructions on

20 equipment to any of the supervisors on Randall's

21 Island?

22 A If a van is being equipped, I would

23 tell them not to get behind a protest, and make

24 sure the officers get out of the van when they're

25 told to get out of the van, in a quick manner.

Page 188

1 Inspector G. Dowling

2 Q Okay, and this exhibit is an email that

3 was sent on June 6, 2020, approximately 3:34 p.m.,

4 and the first page ends with the Bates number

5 56807.

6 Do you recall receiving this email?

7 A I don't recall receiving it. I do see

8 it today. I know it's addressed to me.

9 Q The email notes that -- and this is

10 underlined -- "Officers will be instructed to

11 avoid overhead strikes at all times."

12 What was your understanding of who would

13 be instructing the officers to avoid overhead

14 strikes?

15 A We're taught in the academy not to

16 utilize overhead strikes, absent exigent

17 circumstances.

18 Q So for this email related to mobile

19 field force enforcement guidelines in the PBMS, is

20 that the Patrol Borough Manhattan South?

21 A Patrol Borough Manhattan South.

22 Q So all mobile field forces that were

23 policing in Patrol Borough Manhattan South would

24 have to abide by these rules?

25 A That is something we have to abide by

Page 187

1 Inspector G. Dowling

2 Q Did you provide instructions on making

3 arrests?

4 A If we respond to a location, and arrests

5 are to be made, make sure you have arresting

6 officers already picked out of your field force.

7 Q Did you provide instructions on wearing

8 face masks related to COVID?

9 A I don't recall. Possibly, but I'm not

10 sure. I don't recall at this time.

11 Q Did you ever see any member of service

12 not wearing a face mask while on duty at protests?

13 A Yes.

14 Q And what did you do in those instances?

15 A I did not take any action.

16 MS. BIKLEN: I'm going to share in

17 the chat what has been premarked as Dowling

18 Exhibit 2-11.

19 (Exhibit 2-11 was marked for

20 identification.)

21 BY MS. BIKLEN:

22 Q Chief, open that and see if you can --

23 A 2-11, you said?

24 Q Yes.

25 A I see it. It's up on my computer.

Page 189

1 Inspector G. Dowling

2 whether in mobile field force or not.

3 Q Okay, but this email is addressed to

4 mobile field force executives?

5 A Yes.

6 Q And those would be commanders of mobile

7 field forces from other places, including SRG?

8 A Yes.

9 Q So SRG members who were operating in

10 Patrol Borough Manhattan South would be requested

11 to abide by these enforcement guidelines?

12 A Yes.

13 Q Did you instruct anyone in SRG to abide

14 by these enforcement guidelines?

15 A Yes.

16 Q Who?

17 A The supervisors who we instructed, the

18 officers who we instructed prior to turning out at

19 Randall's Island, supervisors, officers that may

20 not have turned out at Randall's Island, that may

21 have turned out at a different location based on

22 the detail or the protest.

23 And I just want to go back. You asked

24 what I would instruct field force executives on,

25 and one of the things that I failed to mention was

Page 190

1 Inspector G. Dowling
2 the red light green light. A red light is a civil
3 disobedience arrest, and a green light is the
4 penal law misdemeanor felony arrests, so I
5 apologize.
6 Q And do you recall specifically
7 instructing supervisors with respect to
8 instructing officers to avoid overhead strikes at
9 all times?
10 A I don't recall that. It's on the sheet,
11 and I have read the sheet many times, so there's a
12 possibility I did, but I don't have a recollection
13 of that.
14 Q Okay. Do you have any understanding
15 about why it was underlined in this email?
16 A No.
17 Q Does that suggest that it was important?
18 A Again, I did not construct this email,
19 so I don't know. I don't want to answer for
20 somebody else.
21 Q Do you know why officers would need to
22 be instructed to avoid overhead strikes at all
23 times?
24 A Again, we reinforce certain things in
25 the department, just like I sent out that email

Page 192

1 Inspector G. Dowling
2 MS. BIKLEN: Okay. Well, let's
3 look at some documents. I'm going to put
4 some more in the chat, and I'm going to start
5 with a document that has been labeled Dowling
6 Exhibit 2-15.
7 (Exhibit 2-15 was marked for
8 identification.)
9 BY MS. BIKLEN:
10 Q Open that up and let me know when you
11 can see it.
12 A Yes, it's on my screen.
13 Q Okay, and what is this document that's
14 been labeled Exhibit 2-15?
15 A That is a New York City Police
16 Department Omniform System - Arrests, so that
17 would be, as we call it, an arrest report or
18 online booking sheet.
19 Q So let's -- can you read the Details
20 section to yourself?
21 (Witness peruses document.)
22 THE WITNESS: Okay. Yes.
23 BY MS. BIKLEN:
24 Q Okay. So in the Details section, it
25 says that the "AO was informed by Inspector

Page 191

1 Inspector G. Dowling
2 originally just to reinforce officers to be aware
3 of red light green light. Chief Hughes might have
4 thought that was important. I don't know.
5 Q And it also says in the underlined
6 section to "give clear instruction (get
7 back/disperse)."
8 What do you understand that to mean?
9 A I take that as, if you encounter a
10 crowd, to advise them to get back and disperse
11 from the area.
12 Q And do you recall giving instructions to
13 mobile field force executives on Randall's Island
14 about giving clear instruction to get back and
15 disperse?
16 A Again, I've seen this document before.
17 It's a good possibility I did. I don't have an
18 independent recollection of saying that.
19 Q We'll put that away.
20 I'd like to turn your attention to
21 June 1. Were you present at protests in Midtown
22 on June 1?
23 A There's a possibility. I'd have to look
24 at the detail sheet, but I'd have to also review
25 video.

Page 193

1 Inspector G. Dowling
2 Dowling of SRG that defendant was with over one
3 hundred others at the above location engaging in a
4 demonstration. The demonstration engaged in
5 violent and tumultuous conduct by breaking store
6 windows, throwing bottles, discharging fireworks
7 and yelling and screaming."
8 Did you personally observe all of those
9 things?
10 A Yes.
11 Q Did you personally observe this
12 defendant doing any of those things?
13 A I don't have independent recollection
14 right now. I would have to see video.
15 Q Okay. Is yelling and screaming
16 tumultuous behavior?
17 A No, not necessarily. Not just, not just
18 yelling and screaming, no.
19 Q It also says that the "group was
20 blocking roadway, preventing cars from passing
21 through. Defendant and others were given multiple
22 orders to disperse via verbal warnings, and
23 defendant refused to disperse."
24 What were those orders to disperse?
25 A Again, I don't have any independent

Page 194

1 Inspector G. Dowling
2 recollection of this arrest, so I'd have to look
3 at a video to see.
4 Q And without a video, how else would you
5 determine what happened?
6 MS. ROBINSON: Objection. You can
7 answer.
8 THE WITNESS: I have a pretty good
9 memory. I don't recall. I know this was up
10 by, this is up by Radio City Music Hall. I
11 remember there was a large amount of people
12 in the street, I believe on 51st Street.
13 Windows to a -- I want to say Duane Reade,
14 some sort of pharmacy, was broken by an
15 individual. Numerous people were throwing
16 things at the police.
17 That's my recollection of that
18 event.
19 BY MS. BIKLEN:
20 Q And to your recollection, you saw one
21 person break a window? Is that what you just
22 testified to?
23 A My recollection at this time, yes.
24 Q And in this Details section, that
25 indicates that the arresting officer was informed

Page 196

1 Inspector G. Dowling
2 officer.
3 MS. BIKLEN: You can put that away.
4 I'd like to put up another exhibit, Dowling
5 Exhibit 2-16.
6 (Exhibit 2-16 was marked for
7 identification.)
8 BY MS. BIKLEN:
9 Q And open that up, Chief, and let me know
10 when you have it open.
11 A I have it.
12 Q And if you can read the Details section
13 to yourself.
14 A That was roughly the same location, if
15 I'm not mistaken.
16 Q All right, and how did you inform this
17 arresting officer of the circumstances of the
18 arrest?
19 A Again, I would speak to the arresting
20 officer or officers and explain to them what I
21 witnessed.
22 Q Okay, and did you do that in this case?
23 You verbally spoke to every single arresting
24 officer and tell them what you witnessed?
25 A If it was a mass arrest, I could bring

Page 195

1 Inspector G. Dowling
2 of this by you; is that right?
3 A That is correct.
4 Q Okay, and were you the one to order
5 these arrests? Were you the person who ordered
6 these arrests?
7 A No. Again, this arrest was for -- well,
8 I ordered this arrest, but if the charges are a
9 misdemeanor or a felony, any officer observing
10 these arrests can effect those arrests.
11 Q I'm asking about this particular arrest.
12 Did you order it?
13 A Yes.
14 Q And so this would indicate that the
15 arresting officer did not necessarily observe any
16 of this activity, right?
17 A Correct.
18 Q And how did you convey to the arresting
19 officer that this, that this activity had
20 occurred?
21 A I would verbally tell the officer.
22 Q For each person that was arrested with
23 these details in it, you verbally told that
24 officer?
25 A This specific one, I spoke to that

Page 197

1 Inspector G. Dowling
2 the officers together and speak to them, yes.
3 Q Is that what you did?
4 A I don't recall exactly what I did. I
5 would have to have -- I don't have any independent
6 recollection of it, but it has happened in the
7 past.
8 Q Okay. Do you recall someone from NYPD
9 Legal present there?
10 A I don't have any independent
11 recollection.
12 Q Did you consult with -- would you have
13 consulted with them about the charges?
14 A Again, not necessarily.
15 Q Did you ever speak to anyone from the
16 District Attorney's Office about these arrests?
17 A No, I did not.
18 Q Were you ever asked about any kind of
19 testimony with respect to these arrests on
20 June 1st at or about 6th Avenue and I believe 51st
21 Street?
22 A No.
23 Q And how did you decide which charges
24 would be related to this arrest? Did you decide
25 with respect to the penal law code?

Page 198

1 Inspector G. Dowling

2 A Not necessarily. I would say that they

3 were obstructing governmental administration.

4 They would speak to -- when this person was

5 brought to MAPC, which is the mass arrest

6 processing center, they would speak to a person

7 from Legal, and Legal could ask them what

8 happened. They could say I was assigned this

9 arrest by Chief Dowling -- I'm only surmising this

10 could happen -- and they would explain as to what

11 to charge the people with.

12 Q And were you the one who gave verbal

13 orders to disperse on that night to all the

14 protesters?

15 A Again, I have no independent

16 recollection of that.

17 Q And for this particular defendant,

18 Marilyn Barton, do you recall what all, if

19 anything, she did? Do you have any independent

20 recollection of that?

21 A Without looking at the online, no, I

22 don't.

23 Q Do you recall whether she broke any

24 windows?

25 A I'd have to look at the video.

Page 200

1 Inspector G. Dowling

2 A I'm not sure. It could have been June 3

3 or June 4.

4 Q And who did you learn from?

5 A Again, possibly Chief D'Adamo. Possibly

6 the operations unit in SRG. Could be word of

7 mouth from somebody else. I'm not sure.

8 Q Do you recall receiving any intelligence

9 related to the protest?

10 A I remember seeing a poster, and I'm sure

11 it was an open source poster, saying "burn down

12 the Bronx" in sum and substance, regarding that

13 protest, and then I believe on that poster, if my

14 memory serves me correctly, the meeting location

15 was at 149 and 3rd, The Hub, which would be in the

16 confines of the 40 Precinct.

17 Q And do you recall when that was that you

18 saw that poster?

19 A Again, it would have to be sometime

20 around June 3 or June 4.

21 MS. BIKLEN: I'm going to put a

22 document I've marked as Dowling Exhibit 2-19

23 in the chat.

24 (Exhibit 2-19 was marked for

25 identification.)

Page 199

1 Inspector G. Dowling

2 Q Threw bottles?

3 A I'd have to look at video.

4 Q Do you recall how many people were

5 discharging fireworks?

6 A Again, I'd have to look at video.

7 Q And if there isn't video, how would you

8 refresh your recollection?

9 A That's truly the only way I could do

10 that. I would want camera video, TARU video.

11 Q But you don't wear a body camera,

12 correct?

13 A That is correct.

14 Q Did you instruct anyone to activate

15 their body-worn camera video for those arrests?

16 A I don't recall. On many occasions I

17 have. I don't recall specifically that night.

18 Q You can put that away.

19 So we can just skip ahead a little bit

20 and ask you about a protest on June 4. You were

21 present at the protest in Motthaven on the evening

22 of June 4?

23 A Yes.

24 Q And when did you first learn about a

25 proposed protest on June 4 in Motthaven?

Page 201

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q Let me know if you're able to open that.

4 A It is open.

5 Q Okay. So this is a report titled

6 "Situation Report," and it begins with the Bates

7 number ending 15949.

8 Have you seen this document before?

9 A I'm just scrolling through it to see if

10 it refreshes my memory.

11 I don't recall seeing something like

12 this.

13 Q So on the first page is a graph about

14 daily protest arrests over time. Would you have

15 received information like that, or did you receive

16 information like that?

17 A I don't recall. I don't think so. I

18 don't recall.

19 Q If you could just look at the graph now,

20 it shows that arrests peak on June 1st with 385.

21 A Yes.

22 Q And then on June 2nd there are fewer,

23 229, and on June 3rd, 45.

24 A Yes, I see that.

25 Q Did you have any kind of information

Page 202

1 Inspector G. Dowling

2 yourself during that time that would have made you

3 aware that arrests were going down at that point

4 in time?

5 A The only information I had was June 1st

6 was the time of the looting. June 2nd was -- and

7 June 1st, if my memory serve me correctly, was the

8 first day of the 11:00 p.m. curfew. June 2nd was

9 the first day of the 8:00 p.m. curfew, and that is

10 the only reason -- or that could be one of the

11 reasons as to why the arrests were going down, but

12 June 1st was one of the days of looting.

13 Q But is it your testimony that you had no

14 sort of real time information about whether there

15 were, you know, more or fewer arrests each day?

16 A As it pertains to SRG, I would know. As

17 it pertains to the city, there's a possibility I

18 would not, but I can. I don't have any

19 independent recollection of that.

20 Q And does this sort of graph coincide

21 with your memory about SRG arrests and the

22 information that you would have had?

23 A I don't know whether SRG arrests went up

24 or down during that period.

25 Q Would they have been included in the

Page 204

1 Inspector G. Dowling

2 Q And that you're referring to Chief

3 D'Adamo?

4 A Yes.

5 Q Okay, and Captain Miller?

6 A I don't know if he was present for the

7 meeting, but he would have been present at the

8 detail itself.

9 Q Okay. Deputy Inspector McGeown?

10 A Again, not sure if he was present at the

11 meeting, but he was present at the detail.

12 Q Do you recall whether Chief Wedin was at

13 the meeting at the 40th precinct?

14 MS. ROBINSON: Objection. You can

15 answer.

16 THE WITNESS: I don't recall, but I

17 don't think so, but I could be mistaken. I

18 don't recall. That's my best answer.

19 BY MS. BIKLEN:

20 Q Do you recall whether Chief Monahan was

21 at the meeting?

22 A I don't recall.

23 Q Have you been in a lot of meetings with

24 Chief Monahan?

25 A Not a lot. Believe me. Not a lot.

Page 203

1 Inspector G. Dowling

2 total number of arrests that is reported here

3 city-wide?

4 A They should, yes.

5 Q And to your knowledge, would Chief

6 D'Adamo have this kind of information, this

7 situation report?

8 MS. ROBINSON: Objection. You can

9 answer.

10 THE WITNESS: I don't know.

11 BY MS. BIKLEN:

12 Q To your knowledge, what position in the

13 NYPD would this kind of information go to?

14 A Again, I don't know. I don't think I've

15 ever seen this before, so I don't want to speak

16 for other people.

17 Q All right. You can take that down.

18 Did you attend any meetings regarding

19 the planning of the response to the Motthaven

20 protest or the protest at The Hub on -- that

21 started at The Hub on June 4th?

22 A A response to the 40th precinct where we

23 had a, a pre-meet with Lehr, Inspector Gallitelli,

24 and members of the SRG executive staff who were

25 going to be present at the, at the demonstration.

Page 205

1 Inspector G. Dowling

2 Q So that's not memorable to you?

3 A He was my, he was my commanding officer,

4 so I somewhat knew him, so it's not that

5 memorable.

6 Q And what was the purpose of this meeting

7 at the 40th Precinct?

8 A The deployment of personnel,

9 instructions by Lehr as to what he expected from

10 SRG, the route that possibly the demonstrators

11 might take. On my recollection, that's what it

12 was.

13 Q Did Lehr run the meeting?

14 A Again, it was an informal meeting in

15 front of the 40 if I'm not mistaken. He spoke --

16 he was the -- yes, you could say he ran the

17 meeting.

18 Q When you say "informal meeting," what do

19 you mean by that?

20 A So it wasn't -- maybe "informal" isn't

21 the right word. It was done in front of the

22 precinct as to what his wishes were with

23 deployment, what he expected. Again, informal

24 wasn't the correct word, so I'd like to strike

25 that. Sorry.

Page 206

1 Inspector G. Dowling

2 Q When you say "in front of the precinct,"

3 do you mean outside?

4 A Outside.

5 Q In the street?

6 A Yes.

7 Q Approximately how long did it occur?

8 A From what I recall, about ten minutes.

9 Q Were you there for the entire meeting,

10 as far as you're concerned?

11 A From what I recall, yes.

12 Q And what were Lehr's expectations with

13 respect to SRG?

14 MS. ROBINSON: Objection. You can

15 answer.

16 THE WITNESS: All I recall his

17 expectations were is he gave us the route

18 that they possibly might take and where he

19 wanted us deployed, which I don't know

20 exactly where he wanted us deployed at this

21 time.

22 BY MS. BIKLEN:

23 Q Was it discussed how many SRG members

24 would be present?

25 A I don't recall. Sorry. Present at?

Page 208

1 Inspector G. Dowling

2 A Maybe. In regard to the poster that was

3 circulating, there was some talk about that.

4 Q Any discussion of any other specific

5 incident in the Bronx with respect to this protest

6 at the meeting?

7 A There was reports -- and I don't know

8 who said it -- that there were bricks placed

9 around parts of the 40 that were located, so like

10 pallets of bricks located in the 40. There was

11 another report where -- and I'm not sure if it was

12 said at this meeting or if it was after the

13 meeting, but a person that was in the group of

14 protesters was arrested with a firearm.

15 Q I'm just asking about the meeting itself

16 at this point.

17 A I can't recall if that was in the

18 meeting or not. That might have been after, but

19 as far as the, the poster I mentioned before, that

20 was mentioned at the meeting.

21 Q Was there any discussion of looting

22 incidents mentioned at the meeting?

23 A I don't recall.

24 Q Any discussion of the looting on Fordham

25 Road at this meeting?

Page 207

1 Inspector G. Dowling

2 Q The protest. Withdrawn. If you

3 understand, answer.

4 A I do understand. We would tell him as

5 to what resources we had available.

6 Q And then did Lehr make a decision about

7 how many resources he wanted and convey that to

8 you?

9 A I don't recall.

10 Q Was the overall staffing of NYPD members

11 of service at the protest discussed at this

12 meeting?

13 A I don't recall.

14 Q Do you recall what the route was that he

15 shared with you?

16 A I can tell you what the route was. As

17 for what he said, I'm not 100 percent certain.

18 No, I don't recall.

19 Q Did you take any notes at this meeting?

20 A No.

21 Q Did you see anyone take any notes at

22 this meeting?

23 A No.

24 Q Was there any discussion of intelligence

25 at this meeting?

Page 209

1 Inspector G. Dowling

2 A There might have been. I don't recall.

3 Q You mentioned discussion of someone said

4 that pallets of brick had been found in the

5 precinct?

6 A In or around the precinct, yes.

7 Q Were any pictures of that provided?

8 A No, not at that time, nor anytime that I

9 know of.

10 Q And what did you understand that to

11 mean?

12 A There was a possibility that those

13 bricks were going to be used against police

14 officers.

15 Q And had you heard that with respect to

16 any other protest during the George Floyd

17 protests?

18 A Not to my recollection.

19 Q At any time after this meeting, did you

20 ever see bricks at the protest?

21 A No.

22 Q Was anyone from the Criminal Justice

23 Bureau at this meeting at the 40 Precinct?

24 A Not that I recall.

25 Q Was there any discussion of a plan for

<p style="text-align: right;">Page 210</p> <p>1 Inspector G. Dowling</p> <p>2 making arrests?</p> <p>3 A Yes.</p> <p>4 Q What was that discussion?</p> <p>5 A If there were going to be mass -- if it</p> <p>6 was going to be a mass arrest situation, we had</p> <p>7 Corrections Plus available to transport the</p> <p>8 arrestees to -- I think it was MAPC. I'm not</p> <p>9 sure.</p> <p>10 Q Was there a discussion of who would</p> <p>11 order those arrests if there was a mass arrest</p> <p>12 situation?</p> <p>13 A I don't, I don't recall.</p> <p>14 Q And had you attended any other kind of</p> <p>15 meetings at precincts during the entire George</p> <p>16 Floyd protest response?</p> <p>17 A At commands, no.</p> <p>18 Q Was this meeting unique?</p> <p>19 A It was unique in the sense that we</p> <p>20 didn't turn out of Randall's Island for this</p> <p>21 detail, from what I remember. We responded direct</p> <p>22 to the 40th Precinct.</p> <p>23 Q Did you have these kinds of meetings</p> <p>24 with chiefs at Randall's Island for other</p> <p>25 protests?</p>	<p style="text-align: right;">Page 211</p> <p>1 Inspector G. Dowling</p> <p>2 A I want to say no, if my memory serves me</p> <p>3 correctly.</p> <p>4 MS. BIKLEN: Let's show you another</p> <p>5 document in the chat. This one has been</p> <p>6 marked Dowling Exhibit 2-20.</p> <p>7 (Exhibit 2-20 was marked for</p> <p>8 identification.)</p> <p>9 BY MS. BIKLEN:</p> <p>10 Q And you can open it and let me know when</p> <p>11 it's open.</p> <p>12 A It's open.</p> <p>13 Q Okay, and what is this document marked</p> <p>14 Exhibit 2-20?</p> <p>15 A It appears to be an email from Chief</p> <p>16 Mullane.</p> <p>17 Q And you received this email?</p> <p>18 A Yes. I'm on the, the list.</p> <p>19 Q And this was sent about 3:30 p.m. on</p> <p>20 June 4th?</p> <p>21 A Yes.</p> <p>22 Q So the subject of the email is "Bay</p> <p>23 Ridge Demo & FTP Bronx"?</p> <p>24 A Yes.</p> <p>25 Q Now, with respect to the protest in</p>
<p style="text-align: right;">Page 212</p> <p>1 Inspector G. Dowling</p> <p>2 Motthaven, how many total members of service were</p> <p>3 detailed to respond?</p> <p>4 A According to this sheet, five</p> <p>5 lieutenants, 13 sergeants and 122 officers.</p> <p>6 Q Okay.</p> <p>7 A Again, that's not my independent</p> <p>8 recollection. That's from the detail sheet.</p> <p>9 Q And that's from Bay Ridge, correct?</p> <p>10 That's the Bay Ridge number on the first page?</p> <p>11 A It says Bay Ridge Demo & FTP Bronx, so</p> <p>12 I'm not sure if the PBBS -- that would be Patrol</p> <p>13 Borough Brooklyn South -- would that be assigned</p> <p>14 to Bay Ridge, and 303 and 305 would be assigned to</p> <p>15 the Bronx.</p> <p>16 I apologize. Sorry. I didn't scroll</p> <p>17 down far enough.</p> <p>18 So for the Bronx, it would have been 15</p> <p>19 lieutenants, 48 sergeants and 476 PO/detectives,</p> <p>20 for a total of 539.</p> <p>21 Q 539 total NYPD members of service?</p> <p>22 A Correct. Yes.</p> <p>23 Q And do you know who set that, decided</p> <p>24 that number?</p> <p>25 A Again, it's, it's a request from patrol</p>	<p style="text-align: right;">Page 213</p> <p>1 Inspector G. Dowling</p> <p>2 borough to operations. Operations can determine</p> <p>3 whether they want more or less. From us it's sent</p> <p>4 to the special operations division, and then comes</p> <p>5 to us, so I don't know who specifically. I know</p> <p>6 the Bronx requests personnel, but I don't know</p> <p>7 what request the Bronx had.</p> <p>8 Q And are those requests for personnel in</p> <p>9 writing?</p> <p>10 A Via email, like we call it a 49, so it</p> <p>11 would be writing.</p> <p>12 Q And was this total number of personnel</p> <p>13 discussed at the meeting at the 40th Precinct in</p> <p>14 the Bronx?</p> <p>15 A Again, I don't recall.</p> <p>16 Q Do you recall what time that meeting</p> <p>17 took place?</p> <p>18 A It was still light out. Possibly in the</p> <p>19 16:00 -- excuse me -- 4:00 p.m. time frame, maybe</p> <p>20 a little later. I don't know. It could have been</p> <p>21 5:00. I'm not 100 percent certain.</p> <p>22 Q And I'm sorry if I asked this before,</p> <p>23 but was there any discussion of the curfew at this</p> <p>24 pre-meeting at the 40th Precinct?</p> <p>25 A I'm sure there was, because that was,</p>

Page 214

1 Inspector G. Dowling
2 that was in effect.
3 Q And a total of 539 officers, how did
4 that compare to the total number of demonstrators?
5 A I think the demonstrators that night had
6 approximately 300 demonstrators, so this number
7 would be larger than what the demonstrators had
8 that night.
9 Q And to your knowledge, was there any
10 other protest in which such a large number of
11 officers were tasked to respond to a demonstration
12 with not as many participants or not as many --
13 yeah, not as many participants?
14 A I don't recall any.
15 Q If you can go to the last page, the last
16 two pages.
17 A Same document?
18 Q Same document. Scroll down.
19 A Yes.
20 Q Is this the poster that you were
21 referring to before?
22 A This one doesn't look familiar.
23 Q Go to page 4 of the document.
24 A No, no, I see it, I see it. This one
25 doesn't look familiar. It must have been another

Page 216

1 Inspector G. Dowling
2 been marked Dowling Exhibit 2-21 before?
3 A Besides right now? Not to my
4 recollection, no.
5 Q Did you hear about a protest plan at the
6 pre-meet on June 4th?
7 A Not that I recall besides the plan that
8 Inspector Lehr and us shared between SRG members,
9 no. That was the only plan.
10 Q The plan you're referring to from Lehr;
11 was that a written plan?
12 A No.
13 Q Were there any written documents
14 exchanged at that meeting at the 40th Precinct?
15 A No, not between myself and Lehr.
16 Q At that meeting at the 40th Precinct
17 that you were in attendance at, was there any
18 discussion ever of mobilizing fewer officers?
19 A Not that I recall.
20 Q I'll represent to you that Dermot Shea
21 told reporters the day after this protest we're
22 discussing on June 4th in Motthaven, "We had a
23 plan was which executed nearly flawlessly in the
24 Bronx."
25 Do you agree with that statement?

Page 215

1 Inspector G. Dowling
2 one that I seen. This one doesn't look familiar.
3 The one with the burning police van you're talking
4 about, correct?
5 Q Right.
6 A No.
7 Q And you're familiar with the term "FTP"?
8 A Yes. What it stands for?
9 Q Well, we'll just talk about the term
10 right now. Have you policed demonstrations that
11 involved FTP before?
12 A Yes, I have.
13 Q How many?
14 A I think, from my recollection, all four.
15 MS. BIKLEN: You can put that away
16 now.
17 I'll put another document in the
18 chat that I have marked Dowling Exhibit 2-21.
19 (Exhibit 2-21 was marked for
20 identification.)
21 BY MS. BIKLEN:
22 Q Open it and let me know when you have it
23 open.
24 A I have it open.
25 Q Okay. Have you seen the document that's

Page 217

1 Inspector G. Dowling
2 A Yes, I do.
3 Q What was that plan that was executed
4 nearly flawlessly?
5 A We -- there was a group of demonstrators
6 where there was information that there's a
7 possibility that they would commit violence
8 against the community, and we successfully stopped
9 the possibility of that from occurring.
10 Q Did you see any violence committed
11 against the community at the demonstration?
12 A As I said, reports again. There was a
13 female, I believe, in that crowd with a firearm,
14 so there was a possibility that that person may
15 use that firearm against a member of the community
16 or the police or a demonstrator for that matter.
17 There were reports of bricks being laid
18 about to possibly be used against police forces or
19 break windows in that community, and there was a
20 vehicle that appeared to be attached to that
21 demonstration that was pulled over, and incendiary
22 devices in the form of gasoline cans, and hammers,
23 I believe; three or four individuals were arrested
24 in that vehicle, and that vehicle was confiscated.
25 So there was no violence committed

Page 218

1 Inspector G. Dowling

2 against that community that night, so I would

3 consider that a success.

4 Q Let's go back to that. It's your

5 testimony today, though, that you did not see any

6 evidence of the bricks in the area; is that right?

7 A That is correct. I said reports, I said

8 reports of bricks.

9 Q You did not see any reports of bricks,

10 correct?

11 MS. ROBINSON: Objection; asked and

12 answered. You can answer again.

13 THE WITNESS: I heard reports of

14 bricks.

15 BY MS. BIKLEN:

16 Q You say that there was a car that

17 appeared to be associated with the protest. What

18 do you mean by that?

19 A Again, this was a car that -- the

20 information I received, that that car was part of

21 that protest, some information that was received,

22 and it was pulled over approximately a half mile

23 away, I believe, with incendiary devices and

24 hammers in the vehicle. Again, I would have to

25 look at the arrest report.

Page 220

1 Inspector G. Dowling

2 THE WITNESS: I don't recall.

3 BY MS. BIKLEN:

4 Q And was the plan to conduct large-scale

5 arrests?

6 A No.

7 Q Was the plan to encircle protesters in

8 order to arrest them?

9 A No.

10 Q So what was the plan then that was

11 executed flawlessly?

12 A We were going to read -- again, I'm not

13 1,000 percent sure of the plan at the time, from

14 my recollection, I should say. It was -- the

15 protesters -- there's a curfew at 20:00 hours or

16 8:00 p.m. to read warnings. Again, it's -- to

17 recall, and to read the warnings, and if they did

18 not heed those warnings, we were going to make

19 arrests.

20 Q So just to be clear here, your testimony

21 here is that the plan that was executed

22 flawlessly, in your opinion, was to read warnings,

23 and if those warnings were not heeded, to make

24 arrests?

25 MS. ROBINSON: Objection. You can

Page 219

1 Inspector G. Dowling

2 Q Who did you hear this information from?

3 A I don't recall at this time.

4 Q Approximately what time did you hear

5 that information?

6 A Approximately 17:30 to 18:00.

7 Q Was this before or after the meeting at

8 the 40th Precinct?

9 A It was after the meeting --

10 Q So this car was not --

11 A -- from what I recall.

12 Q -- discussed at the meeting at the 40th

13 Precinct?

14 A I don't recall. I'm going to say no.

15 Q And did you ever observe anyone in the

16 crowd with a firearm?

17 A No.

18 Q And how would you have received this

19 information that you're talking about?

20 A Again, it could have been verbal,

21 telephonically. I don't recall the exact means of

22 communication regarding that.

23 Q From the intelligence bureau?

24 MS. ROBINSON: Objection. You can

25 answer.

Page 221

1 Inspector G. Dowling

2 answer.

3 THE WITNESS: That would have been,

4 from what I recall, part of the plan.

5 BY MS. BIKLEN:

6 Q What other parts were there?

7 A I said I don't recall all the plan.

8 Q So what time did you arrive at the

9 protest? Did you go to The Hub?

10 A We were in the vicinity of The Hub.

11 Q Where?

12 A 149th Street, and I think I was staged

13 at -- in the vicinity of Morris Avenue.

14 Q And where did you go next?

15 A I don't recall exactly where I went

16 next. I know we moved when the protesters started

17 to move.

18 Q So were you behind the protest?

19 A I don't recall.

20 Q Who were you with at that vicinity of

21 149th and Morris?

22 A Chief D'Adamo was present. I was with

23 my driver. I think that was -- that's all I

24 recall.

25 Q Did you have any particular assignment

Page 222

1 Inspector G. Dowling

2 with respect to the protest?

3 A Besides being the, quote-unquote,

4 assistant incident commander to Chief D'Adamo?

5 Q Yes.

6 A No.

7 Q Were you the assistant incident

8 commander with Chief D'Adamo at that protest?

9 A Assistant incident commander for SRG at

10 the protest.

11 Q And were you with SRG, other SRG members

12 at that area adjacent to The Hub when it first

13 started?

14 A I don't recall. Besides the Chief's

15 driver, the Chief, my driver and myself, I don't

16 recall anybody else.

17 Q Did you see Chief Kathleen O'Reilly at

18 any time during the protest?

19 A No, I did not.

20 Q So where did you go after 149th and

21 Morris?

22 A I'm not -- I don't recall where exactly

23 we went.

24 Q Were you following -- were you moving

25 near the protest as they marched?

Page 224

1 Inspector G. Dowling

2 Q And was that route, Willis Avenue to

3 136th Street, was that the route, expected route

4 that Lehr had shared with you?

5 A I don't recall.

6 Q Do you recall whether the protest was

7 taking the route that you expected them to take?

8 A I don't recall.

9 Q What was the crowd doing when you saw

10 them during the protest?

11 A They were walking in the middle of the

12 street.

13 Q Did you see anything else besides

14 walking in the middle of the street?

15 A No.

16 Q Were they carrying signs?

17 A I don't recall.

18 Q Would you consider walking in the middle

19 of the street to be an orderly protest?

20 A They're in violation of 1156A, or if

21 they were blocking traffic, disorderly conduct,

22 but it could be considered orderly.

23 Q Did you see anyone in the crowd throw

24 anything while they were walking along?

25 A Not when I was -- not while they were

Page 223

1 Inspector G. Dowling

2 A Yes. That's a fair assessment, yes.

3 Q Were you in eyesight of them?

4 A At some point in time in the march, we

5 were in eyesight of them.

6 Q How did you know where to go with

7 respect to the protest as it proceeded?

8 A So over our police radio, someone

9 would -- and a member of the service, I'm not sure

10 who it was, would dictate the direction of the

11 protest.

12 Q And were you traveling on foot or in the

13 car?

14 A In the car.

15 Q Were you and Chief D'Adamo in the same

16 car?

17 A I don't think so.

18 Q Was there any --

19 A I don't recall. Sorry.

20 Q Did there ever come a time where you

21 followed the protest on foot?

22 A At some point in time that protest went

23 onto Willis Avenue and made a left onto 136th

24 Street, and at some point in time I did get out on

25 foot.

Page 225

1 Inspector G. Dowling

2 walking, no.

3 Q And did you order any arrests while the

4 crowd was walking?

5 A No.

6 Q So you mentioned that the crowd was in

7 violation because they were walking in the

8 streets. Did you do anything to stop them from

9 walking in the streets up until they turned onto

10 136th Street?

11 A No.

12 Q Okay. Were police officers present

13 observing them walking in the street during this

14 period?

15 A Yes.

16 Q Did you participate in any arrests up at

17 this time until they turned onto 136th Street in

18 any way?

19 A No.

20 Q Did you hear any instructions to the

21 protesters up until this period on 136th Street?

22 A No.

23 Q At any time prior to turning onto 136th

24 Street, did you hear any orders for the protesters

25 to disperse?

Page 226

1 Inspector G. Dowling

2 A No.

3 Q At the meeting had there been discussion

4 of letting the crowd march?

5 A I don't recall.

6 Q So you mentioned at some point the crowd

7 turned -- was it left on 136th Street? Is that

8 what you said?

9 A I'd love to give you a direction. I'm

10 not sure, but they were traveling on Willis

11 Avenue, they made a left onto 136th. I think they

12 tried to go toward the Willis Avenue bridge and

13 may have doubled back, and they made a right on

14 136th Street whereas I made a left on 136th

15 Street.

16 Does that make sense?

17 Q So the crowd was going toward Brook

18 Avenue, and you were coming from behind on Broad

19 Place?

20 A Sorry. They were going toward the

21 Willis Avenue bridge, and then they doubled back

22 toward 136th Street and made a right onto 136th

23 Street. We made a left onto 136th Street, so they

24 would have been ahead of us.

25 Q And officers stopped them at that point?

Page 228

1 Inspector G. Dowling

2 A Not that I recall. I would have to see

3 video to, to refresh my recollection.

4 Q Well, if it wasn't you directing SRG

5 officers where to be, who would it have been

6 giving those directions?

7 A SRG officers would be instructed to

8 follow the group over the radio -- sorry -- follow

9 the, the route over the radio.

10 Q Okay, and who was giving out the route

11 on the radio?

12 A I don't recall.

13 Q And would officers have been following

14 the crowd from behind?

15 A It's a possibility. I'd have to --

16 again, I'd have to refresh my recollection, but I

17 believe I was behind them, anyhow, or some faction

18 of SRG was behind them.

19 Q And were you also following along the

20 route on the radio?

21 A Yes.

22 MS. BIKLEN: I'm going to show some

23 video.

24 Amy, this has been premarked as

25 Dowling Exhibit 2-22, and it is a TARU video

Page 227

1 Inspector G. Dowling

2 A I'm sorry?

3 Q Officers stopped them at that point, the

4 crowd?

5 A When they tried to get onto Willis

6 Avenue bridge, yes.

7 Q But then they came back onto 136th,

8 correct?

9 A Correct. They made the right onto 136th

10 Street, yes.

11 Q And then did you see the crowd go past

12 136th Street?

13 A I don't recall.

14 Q What makes you think that the crowd was

15 trying to cross the Willis Avenue bridge then?

16 A The reports on the radio.

17 Q But you did not witness anything?

18 A No.

19 Q Did there come a time when officers

20 stopped the crowd at 136th Street?

21 A No.

22 Q Did they stop them at Brook Avenue?

23 A No.

24 Q Were you giving directions to any SRG

25 officers during this period?

Page 229

1 Inspector G. Dowling

2 that's been marked as TARU video number 427.

3 (Exhibit 2-22 was marked for

4 identification.)

5 BY MS. BIKLEN:

6 Q Okay. Chief, do you see the video on

7 the screen?

8 A Yes, I do. Sorry. It just got blurry.

9 I'm not sure if that's because you stopped it.

10 Q Okay. Well, let me play for a bit, and

11 let's see what you see.

12 (Video played.)

13 BY MS. BIKLEN:

14 Q Okay. Are you able to see the screen?

15 A Yes.

16 Q Is it clear to you?

17 A It's not very clear. It's observable,

18 but it's not very clear, for whatever reason.

19 Q You testified that you prepared by

20 reviewing some video. Is this familiar to you?

21 A Yes.

22 Q Is this the video you reviewed in your

23 preparation?

24 A It appears that, yes.

25 Q Okay. Do you recognize anybody in this

Page 230

1 Inspector G. Dowling

2 screen?

3 A I recognize myself.

4 Q Okay, and if you can describe what

5 you're wearing.

6 A I have a white shirt, blue pants, black

7 shoes.

8 Q And you're wearing a helmet?

9 A Yes, I am.

10 Q And the visor is flipped up?

11 A Yes, it is.

12 Q Okay. Do you have a particular helmet

13 that is associated with you?

14 A Sorry?

15 Q Do you have a helmet that's yours that

16 you bring to events if you need it?

17 A Yes.

18 Q Does it have a number that is associated

19 with it?

20 A My helmet does not have a number.

21 Q Do you always wear the same helmet?

22 A Yes.

23 Q Previously we saw in video you were

24 wearing a baseball cap. Why are you wearing a

25 helmet here?

Page 232

1 Inspector G. Dowling

2 A Yes, I do.

3 Q Who is that?

4 A That is Chief Harry Wedin.

5 Q And Chief Wedin in this video, he's

6 wearing a mask, a face mask?

7 A Again, it's blacked out on top. It

8 appears so.

9 MS. ROBINSON: Molly, it's on, but

10 there's a black-out part where you can't see

11 Chief Wedin's head, really, and Chief

12 D'Adamo's head is kind of cut off also. I

13 don't know what that black box is.

14 Ah, there we go.

15 THE WITNESS: It's gone, it's gone.

16 BY MS. BIKLEN:

17 Q All right. Great. So you see that

18 Chief Wedin is wearing a mask?

19 A Yes.

20 Q And you were not wearing a face mask,

21 correct?

22 A No, I'm not.

23 Q And Chief D'Adamo is not wearing a face

24 mask?

25 A No, he is not.

Page 231

1 Inspector G. Dowling

2 A The reports that bricks being laid about

3 the precinct caused concern. I was, not

4 specifically in this day, but at other times,

5 bricks were thrown at us during some of these

6 protests, and from my -- I utilized my personal

7 protective equipment for my safety.

8 Q And did you wear a helmet during any of

9 the other George Floyd protests?

10 A Yes, I did.

11 Q Have you ever worn a helmet with any

12 other officer's number in it?

13 A No.

14 Q Do you recognize anybody else who was in

15 this video with you?

16 A Chief D'Adamo.

17 Q And can you describe what he's wearing?

18 A He has blue pants, black shoes, white

19 shirt, and a helmet.

20 Q Is he the person standing next to you?

21 A Yes.

22 Q Closest to the screen, we see an officer

23 with three stars. That's the Chief?

24 A Yes, it is.

25 Q And do you recognize who that is?

Page 233

1 Inspector G. Dowling

2 Q And you were standing next to someone

3 holding kind of a backpack on their front; is that

4 right?

5 A That is correct.

6 Q And that is the LRAD player?

7 A The LRAD 100, correct.

8 Q So how did it come to be that that is

9 where you're standing?

10 A The protesters, like I said, made a

11 right onto 136th Street. They stopped in between

12 Brown and Brook, Brown Place and Brook Avenue, and

13 we stopped.

14 Q Is it your testimony that the

15 protesters -- well, withdrawn.

16 Why did the protesters stop?

17 MS. ROBINSON: Objection. You can

18 answer.

19 THE WITNESS: I don't recall.

20 BY MS. BIKLEN:

21 Q Okay. Was it because there was a line

22 of officers in front of them?

23 MS. ROBINSON: Objection. You can

24 answer.

25 THE WITNESS: I'd have to see the

Page 234

1 Inspector G. Dowling
2 video.
3 MS. BIKLEN: Well, let's watch a
4 little bit more.
5 (Video played.)
6 BY MS. BIKLEN:
7 Q I just want to ask you if you recognize
8 anybody else who is now in the frame.
9 A No. People with their shields down, no.
10 Q I'll keep going.
11 (Video played.)
12 BY MS. BIKLEN:
13 Q Do you recognize the person who is
14 standing behind Chief Wedin in the NYPD Legal
15 garb?
16 A Sorry. If you let it go a little bit
17 more, I might -- if they turn around, I may be
18 able to identify them.
19 Q Okay.
20 (Video played.)
21 BY MS. BIKLEN:
22 Q Okay. Are you able to see who that was?
23 A He's got a mask on. Can you let it go a
24 little bit more?
25 (Video played.)

Page 236

1 Inspector G. Dowling
2 A I don't know that answer.
3 Q Do you think it should have?
4 MS. ROBINSON: Objection. You can
5 answer.
6 THE WITNESS: No.
7 BY MS. BIKLEN:
8 Q Did you want people to leave the area?
9 A As per the Mayor's executive order, they
10 should not have been on the street, except
11 essential workers, after 20:00 hours or 8:00 p.m.
12 Q So is your answer that you did not want
13 people to leave the area?
14 A I didn't say that. What I said was they
15 weren't supposed to be on the street after
16 8:00 p.m., as per the Mayor's executive order.
17 Q So at that time, was it the goal of
18 playing that message to have people leave the
19 area?
20 A Yes, to give them an opportunity to
21 leave, yes.
22 Q Okay. So if it was supposed to give
23 them an opportunity to leave, why was not there an
24 explicit instruction to leave the area?
25 A We played that message over and over. I

Page 235

1 Inspector G. Dowling
2 BY MS. BIKLEN:
3 Q Were you able to determine who that was
4 in the NYPD Legal?
5 A No. If we let it go, I can maybe
6 identify them later on. I'm not sure.
7 Q Was anyone from NYPD Legal at the
8 meeting at the precinct?
9 A I don't recall.
10 Q So there's an LRAD message playing now.
11 Let's just play a little bit more so that you can
12 hear it again.
13 (Video played.)
14 BY MS. BIKLEN:
15 Q Okay. So was that message discussed --
16 the content of that message, was that discussed at
17 the pre-meeting?
18 A In all probability, we most likely
19 discussed that we had an LRAD warning for the
20 curfew. I don't independently recall at this
21 time, but there's a good probability that we did
22 discuss that.
23 Q Okay, and that message does not have a
24 warning specifically to leave the area. Why is
25 that?

Page 237

1 Inspector G. Dowling
2 don't know how many times we played that message,
3 so they had their opportunity to leave, and they
4 refused to leave. I, I can't get into the minds
5 of the people that didn't want to leave.
6 Q Well, I was asking you, in your mind.
7 Why didn't you play a message that told people
8 explicitly to disperse and exit?
9 A I don't think it was necessary. I don't
10 know what I thought back then, but I can tell you
11 now I don't think it was necessary.
12 Q So from this vantage that we're looking
13 at, there's a line of officers -- you included --
14 in front of the protesters there, and we will see
15 later on the video that there's a line of bike
16 officers in the back.
17 Where should they have left at this time
18 if they wanted to disperse?
19 A Were those line of bike officers there
20 when the warnings were being read?
21 Q Yes. Let me represent to you, yes.
22 A I have to see video as to, as to, as to
23 that.
24 Q And at this time did you see protesters
25 throwing anything?

Page 238

1 Inspector G. Dowling

2 A No, no. Not at that time, no.

3 Q I'd like to just go back a little bit.

4 Do you see this person taking a picture?

5 A Yes.

6 Q Do you understand that to be a member of

7 the press?

8 A It appears he has credentials on. I

9 don't know what those credentials are.

10 Q Was there any discussion during the

11 pre-meeting of press being essential workers?

12 A I don't recall.

13 Q Do you recall ever having discussion

14 about members of the media being essential

15 workers?

16 A I do remember having discussions. I

17 don't know exactly when, to be quite honest.

18 (Video played.)

19 BY MS. BIKLEN:

20 Q Did you hear someone say "SRG, nice and

21 easy, let's go"?

22 A Can you go back a little bit?

23 (Video played.)

24 BY MS. BIKLEN:

25 Q Did you hear that?

Page 240

1 Inspector G. Dowling

2 any other measures by which the crowd would

3 understand that they were now under arrest?

4 A When officers approached them, they

5 could have said "you're under arrest, put your

6 hands behind your back."

7 Q Anything else?

8 A No.

9 Q If Chief D'Adamo saying SRG go, are the

10 protesters then free to leave at that point?

11 A There were protesters that did leave.

12 They were free to leave.

13 Q So if a protester was leaving as they're

14 approached by an officer, they're not under arrest

15 at that point?

16 A Some of those protesters walked on the

17 sidewalk, and they had egress from the location,

18 so some of the protesters stayed, locked arms, and

19 those people were arrested --

20 Q You observed --

21 A -- again.

22 Q -- protesters leave the situation?

23 A From my recollection, yes.

24 Q And when Chief D'Adamo says SRG go, who

25 made the decision to order those arrests at that

Page 239

1 Inspector G. Dowling

2 A Yes.

3 Q Okay, and who was that speaking?

4 A I believe that was Chief D'Adamo.

5 Q And what did you understand "SRG go" to

6 mean?

7 A To move up.

8 Q To make arrests?

9 A Yes.

10 Q Was the crowd under arrest at that

11 point?

12 A The crowd, the individuals in that crowd

13 could be placed under arrest, yes.

14 Q Was there ever a warning or announcement

15 to the individuals in that crowd that they were

16 under arrest?

17 A Over the LRAD?

18 Q Yes.

19 A I'd have to -- you'd have to play the

20 video. I'm not sure.

21 Q Do you have --

22 A I don't recall.

23 Q -- any recollection?

24 A I don't recall.

25 Q If there is no LRAD warning, was there

Page 241

1 Inspector G. Dowling

2 point?

3 A Lehr would have ordered those arrests.

4 Q And where was he?

5 A He was somewhere in that group with us.

6 Q And that group that you just described

7 where we saw you was on the Brown Place side?

8 A Sorry. Could you say that one more

9 time?

10 Q All right. So Lehr, you say he was in

11 the group. You mean where we saw you standing

12 with a line of officers?

13 A Yes.

14 Q And at that point, what was the reason

15 for the arrests?

16 A Curfew violations.

17 Q Let's watch some more.

18 (Video played.)

19 BY MS. BIKLEN:

20 Q So at this point did you assist in any

21 arrests?

22 A I believe I did, yes.

23 Q Okay, and did you verbally inform any

24 protesters that they were under arrest prior to

25 putting hands on them?

Page 242

1 Inspector G. Dowling

2 A I don't recall.

3 Q What would refresh your recollection?

4 A Video.

5 Q Well, I guess let's watch.

6 (Video played.)

7 BY MS. BIKLEN:

8 Q Do you hear the person who says "guys,

9 move it up"?

10 A Yes, I did.

11 Q Was that you?

12 A Yes, it is.

13 Q And why were you saying that?

14 A Because we were effecting arrests.

15 Those protesters that were there were intently

16 preventing people from being arrested or

17 preventing themselves from being arrested, so they

18 were resisting arrest. We needed more personnel

19 up there for our safety and the safety of others.

20 Q Would it have been helpful to you to use

21 the LRAD to let people know they were under arrest

22 and should not resist?

23 MS. ROBINSON: Objection. You can

24 answer.

25 THE WITNESS: No.

Page 244

1 Inspector G. Dowling

2 A Are you referring to Brook Avenue?

3 Q Yes.

4 A Yes, I do see that.

5 Q And was everyone in the crowd at this

6 point under arrest, in your consideration?

7 A Yes.

8 Q Okay, and they were not free to leave?

9 A No, even though some did, yes.

10 Q And --

11 A They were in violation of the curfew. I

12 apologize, folks, for talking over you. Sorry.

13 Q How would they have known at that point

14 that they were under arrest?

15 A Well, from the warnings we gave with the

16 LRAD numerous times prior to 8:00 and even after

17 8:00, the warnings themselves, if I'm not

18 mistaken, mentioned they were in violation of the

19 curfew. Officers approached them, and I'm sure

20 some of the officers told them they were under

21 arrest. They seen people in front of them being

22 arrested.

23 So again, I can't speak for a protester

24 as to whether or not they know they're being

25 arrested.

Page 243

1 Inspector G. Dowling

2 BY MS. BIKLEN:

3 Q Did you ever discuss --

4 A That's my, that's my opinion.

5 Q Did you ever discuss playing such a

6 message?

7 A No.

8 Q Did you consider any other methods for

9 effecting the arrest of that crowd?

10 A No.

11 Q Did you consider trying to arrest

12 protesters one by one?

13 A That's what we were attempting to do.

14 Q And it's your testimony that you have no

15 independent recollection of whether you verbally

16 informed anyone they were under arrest before

17 trying to place them in handcuffs?

18 A That is correct.

19 Q So I'd like to play up to four minutes.

20 (Video played.)

21 BY MS. BIKLEN:

22 Q Well, I'd like to stop the video here,

23 which is the three-minute 52-second mark, and see

24 if you can see the line of officers toward the

25 back.

Page 245

1 Inspector G. Dowling

2 Q But it was your intent -- you believed

3 that through the LRAD message which said that

4 there was a curfew, that had been playing since

5 before 8:00, that just as a result of that and the

6 officers, that they should know that at that point

7 they're under arrest at this time?

8 A In or around 8:00. They were in

9 violation.

10 Q But is the curfew violation a

11 must-arrest?

12 A No.

13 Q And if I represent to you that other

14 protests in the city took part in that night and

15 were not arrested, would that sound consistent

16 with your understanding of curfew enforcement?

17 MS. ROBINSON: Objection. You can

18 answer.

19 THE WITNESS: Yes.

20 BY MS. BIKLEN:

21 Q And so at this time were there officers

22 on Brook Avenue behind the protest and coming from

23 the direction of Brown Place?

24 A Yes. They were, they were scattered, it

25 seems, in the middle of Brook Avenue, yes.

Page 246

1 Inspector G. Dowling

2 Q Sorry. Who was scattered in the middle

3 of Brook Avenue?

4 A Police officers.

5 Q Did you consider it to be encirclement?

6 A Almost a partial encirclement, because I

7 don't see if Brook Avenue is -- if officers are

8 lined there so people can't get out, I would have

9 to see another form of the video.

10 Q And was that part of the plan that was

11 discussed at the 40th Precinct, was to have an

12 encirclement?

13 A I don't recall.

14 Q Okay. During these arrests, did you see

15 or hear reports of the use of any OC spray?

16 A I got sprayed, so there was, there was

17 some OC spray used.

18 Q Did you authorize that OC spray?

19 A I don't have to authorize OC spray, but

20 I did not authorize it.

21 Q Did you -- were you carrying OC spray on

22 that night?

23 A Yes.

24 Q Did you use it?

25 A No.

Page 248

1 Inspector G. Dowling

2 A No. I did see an object get thrown

3 prior to you stopping the video, but no, not for

4 the large majority part, no, although they are

5 resisting. Some, some are resisting.

6 Q The arrests here are just for curfew

7 violations?

8 A Some of those people could have been

9 going for obstructing governmental administration

10 by de-arresting tactics, resisting arrest, but

11 they are in violation of the curfew.

12 Q But the people who are standing here on

13 the video now who have not been -- well, have not

14 been informed that they are under arrest, are they

15 resisting arrest?

16 A No.

17 Q Did you consider de-escalating the

18 situation in any way?

19 A The warnings are still playing, but as

20 far as de-escalation, I did not consider that.

21 Q When you say "the warnings are still

22 playing," what do you mean by that?

23 A They're still playing in the background

24 is what I'm saying --

25 Q But --

Page 247

1 Inspector G. Dowling

2 Q Why not?

3 A I, I've never utilized my OC spray.

4 Q Did you feel you didn't need to use it

5 on that night?

6 A For the situation I was in, yes.

7 Q Yes, you would have used it?

8 A No. For the situation I was in for the

9 arrests that I was assisting in, I did not, I did

10 not feel the need to use it.

11 Q Do you know who sprayed you?

12 A No.

13 Q Did you ever have any discussions with

14 any SRG officers about the use of OC spray on June

15 4th at this protest?

16 A I probably told somebody that I got

17 sprayed. That was about it.

18 Q Did that ever happen to you before?

19 A Yes.

20 Q We'll watch a little bit more.

21 (Video played.)

22 BY MS. BIKLEN:

23 Q I stopped it at four minutes and 52

24 sends. Do you consider this to be a tumultuous

25 crowd?

Page 249

1 Inspector G. Dowling

2 A -- advising the people they're in

3 violation of the curfew.

4 Q And could they have left at that point?

5 A It looks like they could have left by

6 Brook Avenue.

7 Q So you're saying that if they could have

8 left by Brook Avenue, they would have been allowed

9 to?

10 A I believe they would have.

11 Q Okay, and if they couldn't have left by

12 Brook Avenue?

13 MS. ROBINSON: Objection. You can

14 answer.

15 THE WITNESS: They could be

16 arrested. Again, they are in violation of

17 the curfew.

18 BY MS. BIKLEN:

19 Q No, I understand that. I'm just asking

20 if -- did you consider at any point issuing a more

21 clear dispersal order that ordered them to leave

22 the area?

23 A No.

24 Q I'm going to go up to about 11 minutes.

25 I'm going to skip ahead, let's say to ten minutes

<p style="text-align: right;">Page 250</p> <p>1 Inspector G. Dowling</p> <p>2 here. We'll watch from there.</p> <p>3 Okay. I'm going to start playing.</p> <p>4 (Video played.)</p> <p>5 BY MS. BIKLEN:</p> <p>6 Q So I want to stop here and see if you</p> <p>7 see the line of officers here on Brook Avenue.</p> <p>8 A Yes.</p> <p>9 Q And what was their role there?</p> <p>10 A I don't know. They were patrol</p> <p>11 officers. I don't know.</p> <p>12 Q Let's play a little more.</p> <p>13 (Video played.)</p> <p>14 BY MS. BIKLEN:</p> <p>15 Q So in that clip that we just watched,</p> <p>16 starting at about ten minutes and went to about 11</p> <p>17 minutes 31 seconds, did you hear any verbal</p> <p>18 warnings that people were about to be arrested?</p> <p>19 A Again, there's a helicopter overhead.</p> <p>20 There's masks on. I did not hear it in that clip.</p> <p>21 MS. ROBINSON: Molly, we have just</p> <p>22 a little under an hour left. If you're</p> <p>23 planning on bringing the Chief back, that's</p> <p>24 not giving you a lot of time.</p> <p>25 MS. BIKLEN: Okay, Amy. He was at</p>	<p style="text-align: right;">Page 251</p> <p>1 Inspector G. Dowling</p> <p>2 a lot of protests, and so I think we're just</p> <p>3 going to need more time.</p> <p>4 MS. ROBINSON: Then you're going to</p> <p>5 have to ask the court for it, because we're</p> <p>6 not going in any form or fashion beyond 14</p> <p>7 hours.</p> <p>8 MS. BIKLEN: We'll apply to the</p> <p>9 court.</p> <p>10 BY MS. BIKLEN:</p> <p>11 Q Chief, how can the protesters hear if</p> <p>12 there's helicopters? How were they supposed to</p> <p>13 understand instructions?</p> <p>14 MS. ROBINSON: Objection. You can</p> <p>15 answer.</p> <p>16 THE WITNESS: I'm sorry. Say it</p> <p>17 again. I don't understand the question.</p> <p>18 BY MS. BIKLEN:</p> <p>19 Q When we were watching the video, I asked</p> <p>20 if you heard any verbal orders that people were</p> <p>21 under arrest, and you said you could not because</p> <p>22 of the helicopters.</p> <p>23 Is that a fair characterization of your</p> <p>24 testimony?</p> <p>25 A The helicopter overhead that the</p>
<p style="text-align: right;">Page 252</p> <p>1 Inspector G. Dowling</p> <p>2 microphone from the video camera picked up, those</p> <p>3 officers next to those people, they could have</p> <p>4 said you're under arrest.</p> <p>5 Q Do you recall being there? Was it loud?</p> <p>6 A The protesters screaming? It was loud.</p> <p>7 I don't have independent recollection. I don't</p> <p>8 remember the helicopter being there.</p> <p>9 Q Fair to say there was a helicopter</p> <p>10 there?</p> <p>11 A Fair to say.</p> <p>12 MS. BIKLEN: I'm going to show</p> <p>13 another video, and this one I've marked as</p> <p>14 Dowling Exhibit 2-24.</p> <p>15 (Exhibit 2-24 was marked for</p> <p>16 identification.)</p> <p>17 BY MS. BIKLEN:</p> <p>18 Q And I'm going to share my screen again.</p> <p>19 Do you see the video?</p> <p>20 A Yes, I do.</p> <p>21 Q Okay. So this is body-worn camera</p> <p>22 video, so there's not going to be sound on at the</p> <p>23 beginning.</p> <p>24 MS. ROBINSON: Do you have a Bates</p> <p>25 stamp for this video, Molly?</p>	<p style="text-align: right;">Page 253</p> <p>1 Inspector G. Dowling</p> <p>2 MS. BIKLEN: I do. It is</p> <p>3 DEF-CCRB-000349190202004402_video_202004402.</p> <p>4 It's DEF_CCRB_0034919.</p> <p>5 MS. ROBINSON: And can you put that</p> <p>6 in the chat if you wouldn't mind?</p> <p>7 MS. BIKLEN: I'll send it to you</p> <p>8 when we're off the record. That's a little</p> <p>9 bit much for me to type right now.</p> <p>10 MS. ROBINSON: Understood.</p> <p>11 MS. BIKLEN: Okay.</p> <p>12 (Video played.)</p> <p>13 MS. BIKLEN: I'm going to move</p> <p>14 ahead so we can hear some sound.</p> <p>15 (Video played.)</p> <p>16 BY MS. BIKLEN:</p> <p>17 Q Chief, do you recognize where this video</p> <p>18 is coming from?</p> <p>19 A It is -- again, I don't know the</p> <p>20 direction. It's on 136th Street, facing Brook</p> <p>21 Avenue. I believe those are the -- that's the</p> <p>22 Milbrook developments.</p> <p>23 Q When we see the white shirt officers who</p> <p>24 are marching ahead there, that was -- you were</p> <p>25 part of that group, correct?</p>

<p style="text-align: right;">Page 254</p> <p>1 Inspector G. Dowling</p> <p>2 A If that's the original part of the</p> <p>3 video, yes.</p> <p>4 Q And did you see Chief Monahan with you</p> <p>5 in that area?</p> <p>6 A No.</p> <p>7 Q Was he present at the protest?</p> <p>8 A I think at some point in time he was.</p> <p>9 I'm not sure.</p> <p>10 Q I'm going to move ahead here.</p> <p>11 (Video played.)</p> <p>12 BY MS. BIKLEN:</p> <p>13 Q So I would like to move ahead to --</p> <p>14 A Can I just point out that was one</p> <p>15 example where he said to the man "put your hands</p> <p>16 behind your back"?</p> <p>17 Q There's no question pending.</p> <p>18 I'm going to start here.</p> <p>19 (Video played.)</p> <p>20 BY MS. BIKLEN:</p> <p>21 Q Okay. I stopped the video at 2 minutes</p> <p>22 and 15 seconds.</p> <p>23 Do you see a cannister in blue?</p> <p>24 A Yes.</p> <p>25 Q What is that?</p>	<p style="text-align: right;">Page 255</p> <p>1 Inspector G. Dowling</p> <p>2 A That appears to be an MK9.</p> <p>3 Q And what is that?</p> <p>4 A It's an OC spray cannister.</p> <p>5 Q Did you hear coughing on the video?</p> <p>6 A I did not. If you rewind it, I might.</p> <p>7 Q Well, did you hear any warning that OC</p> <p>8 spray would be used when you were there?</p> <p>9 A No, but it's not necessary.</p> <p>10 Q Using OC spray without warning is not</p> <p>11 necessary, in your view?</p> <p>12 A No.</p> <p>13 Q Do you know who is carrying that?</p> <p>14 A No. It's an SRG member. I don't know</p> <p>15 who.</p> <p>16 Q Have you heard of Sergeant Cindy</p> <p>17 Sánchez?</p> <p>18 A Yes.</p> <p>19 Q Do you know whether she used OC spray on</p> <p>20 that night?</p> <p>21 A I don't know.</p> <p>22 (Video played.)</p> <p>23 BY MS. BIKLEN:</p> <p>24 Q Were you able to hear your voice on</p> <p>25 this?</p>
<p style="text-align: right;">Page 256</p> <p>1 Inspector G. Dowling</p> <p>2 A No.</p> <p>3 Q Do you recall assisting in this arrest?</p> <p>4 A There's a possibility. I don't know. I</p> <p>5 would have to see remainder of the video.</p> <p>6 (Video played.)</p> <p>7 BY MS. BIKLEN:</p> <p>8 Q Does that help you?</p> <p>9 A That's me.</p> <p>10 Q And are you assisting in that arrest?</p> <p>11 A Yes.</p> <p>12 Q And does the way that officers are</p> <p>13 putting those flex cuffs on comport with the</p> <p>14 training that you described yesterday?</p> <p>15 A I seen the pads of fingers go in, and</p> <p>16 from what it looks like there, it's not</p> <p>17 operational, those pair of flex cuffs at that</p> <p>18 time, as you could tell. Struggling to utilize</p> <p>19 those flex cuffs.</p> <p>20 Q Do you give them any instruction on what</p> <p>21 to do?</p> <p>22 A Not that I recall. Probably told them</p> <p>23 to take them off and put on a new set.</p> <p>24 Q And why is this protester being taken</p> <p>25 down to the ground?</p>	<p style="text-align: right;">Page 257</p> <p>1 Inspector G. Dowling</p> <p>2 A I don't know. You've have to -- I'd</p> <p>3 have to see the video as to why he was taken to</p> <p>4 the ground.</p> <p>5 Q Just watching it?</p> <p>6 A Can we just see it again? I didn't</p> <p>7 realize I was there. I didn't know what the</p> <p>8 question was going to be as it advanced.</p> <p>9 (Video played.)</p> <p>10 BY MS. BIKLEN:</p> <p>11 Q I'm going to stop it there.</p> <p>12 Is struggling to get flex cuffs on a</p> <p>13 reason to take someone down to the ground?</p> <p>14 A He was struggling not to give up his</p> <p>15 arms, so he was actively resisting.</p> <p>16 Q Okay.</p> <p>17 (Video played.)</p> <p>18 BY MS. BIKLEN:</p> <p>19 Q Is that you saying "relax"?</p> <p>20 A I don't know.</p> <p>21 (Video played.)</p> <p>22 BY MS. BIKLEN:</p> <p>23 Q Is that your voice telling to "get him</p> <p>24 up"?</p> <p>25 A I don't know. I would have to see. I</p>

Page 258

1 Inspector G. Dowling
2 would have to determine if it's my voice or not.
3 I'd have to look at more video.
4 Q You don't recognize your voice when you
5 hear it?
6 MS. ROBINSON: Objection. You can
7 answer.
8 THE WITNESS: Sometimes I do. I
9 don't, I don't recognize it there. I'm not
10 saying that's not me. I would have to see
11 more video.
12 BY MS. BIKLEN:
13 Q Do you recall submitting a TRI report
14 for this night?
15 A I don't recall. I'd have to review my
16 records on that.
17 Q Does a TRI report that you injured your
18 thumb grappling with an arrest refresh your
19 recollection?
20 A It doesn't. I've had many TRIs during
21 these incidents, so that doesn't refresh my
22 recollection, but if it was documented and I
23 prepared a TRI report, then I'll take your word
24 for it.
25 Q Would it have been referring to this

Page 260

1 Inspector G. Dowling
2 members about whether media personnel were exempt?
3 A I don't recall.
4 Q Is there anything that would refresh
5 your recollection?
6 A Video, email, if I prepared one, but I
7 don't know if I did, but -- I don't recall if I
8 did. Sorry.
9 Q Would you -- to your knowledge, did you
10 receive any emails related to curfew exemptions?
11 Withdrawn.
12 Other than Finest messages, did you
13 receive any emails related to curfew exemption?
14 A I was going to mention the Finest
15 messages. I don't recall. I don't recall.
16 Q Did you receive Finest messages related
17 to the curfew?
18 A Yes, yes.
19 Q And that included information on curfew
20 exemptions?
21 A Yes.
22 Q And did you discuss those with anybody
23 in relation to the protest at Motthaven on June
24 4th?
25 A I don't recall.

Page 259

1 Inspector G. Dowling
2 arrest?
3 MS. ROBINSON: Objection. You can
4 answer.
5 THE WITNESS: I don't recall.
6 MS. BIKLEN: I'm going to move
7 ahead the video to 34 minutes.
8 This doesn't seem to be working.
9 Hold on a minute. Let's take a break. Let's
10 take about a ten-minute break.
11 (Whereupon, a short recess was
12 taken.)
13 BY MS. BIKLEN:
14 Q And on June 4th, did you have any
15 discussions prior to making arrests about whether
16 anybody was essential workers?
17 A I don't recall.
18 Q Did you instruct any SRG members with
19 respect to the exemption of healthcare workers?
20 A Specific to that day, I don't recall.
21 Q Did you give any instructions to SRG
22 members there, prior to making arrests, about
23 whether legal observers were exempt?
24 A I don't recall.
25 Q Did you give any instructions to any SRG

Page 261

1 Inspector G. Dowling
2 Q Did you see Captain Delgado at the
3 protest at Motthaven?
4 A Yes, I did.
5 Q Where did you see him?
6 A Somewhere in the vicinity of 136th
7 Street between Brook Avenue and Brown Place.
8 Q And what was he doing?
9 A He -- if my recollection is correct, he
10 was a mobile field force commander.
11 Q And in that role, would he have ordered
12 arrests?
13 A Yes.
14 Q And effected arrests?
15 A He would assist in arrests, yes.
16 Q Do you know whether legal observers were
17 arrested at Motthaven?
18 A I don't recall.
19 Q Did you hear Lehr order any arrests?
20 A He gave the instructions to arrest
21 violators of the curfew.
22 Q What time was that?
23 A I believe it was somewhere around 20:05
24 or 20:10, which would have been 8:05 p.m. or
25 8:10 p.m., after the warnings were given.

Page 262

1 Inspector G. Dowling

2 Q And how did you hear that instruction?

3 A Verbal.

4 Q Not over the radio?

5 A No.

6 Q Did you hear any verbal instruction to

7 arrest legal observers?

8 A To arrest legal observers?

9 Q Yes.

10 A No.

11 Q Did you hear any order over the radio to

12 arrest legal observers?

13 A No.

14 Q What about medics?

15 MS. ROBINSON: Objection. You can

16 answer.

17 THE WITNESS: No.

18 BY MS. BIKLEN:

19 Q Within SRG, did you ever hear protests

20 referred to as battles?

21 A Not that I recall at this time.

22 Q Would you consider arrests for curfew

23 violations to be a battle?

24 A I wasn't in the military. I was never

25 in battle. Peaceful or civil disobedience arrests

Page 264

1 Inspector G. Dowling

2 Yes, I am on the, the first of the

3 email.

4 Q And the subject of the document marked

5 Dowling Exhibit 2-27 is "Demonstrations for

6 Wednesday, July 15, 2020"?

7 A Yes.

8 Q And it shows -- if you go halfway down

9 the page or toward the bottom of the first page

10 that's marked with the ending Bates number 84468,

11 there's two protests listed on July 15, in the

12 bottom portion, so one says "Black Lives Matter,"

13 and the reason is "Counter Protest."

14 Do you see that?

15 A Sorry. I'm just scrolling all the

16 way -- is it the last page?

17 Q No. I'm sorry. I'm on the bottom of

18 the first page.

19 A Sorry. You're talking in the shaded

20 box?

21 Q Yes.

22 A Yes.

23 Q Okay, and that identifies whether the

24 march has a permit?

25 A Yes.

Page 263

1 Inspector G. Dowling

2 where there is no active resistance, I can't see

3 that being termed as a battle. You know,

4 resisting arrest, can we say, you know, we had to

5 battle that person to arrest them? There's a

6 possibility, but I don't recall it being called a

7 battle.

8 MS. BIKLEN: All right. I'd like

9 to move forward and share another document

10 that I'll put in the chat. This one has been

11 marked Dowling Exhibit 2-27.

12 (Exhibit 2-27 was marked for

13 identification.)

14 BY MS. BIKLEN:

15 Q Can you please open it and let me know

16 when you have it open.

17 A I have it open.

18 Q Now it's not opening for me. Hold on.

19 A This is the email from Chief Mullane?

20 Q Yes, and did you regularly receive

21 emails from Chief Mullane regarding protests?

22 A I don't recall receiving emails, but

23 apparently I did if I'm on this email chain.

24 Q And did you receive this email?

25 A If you don't mind, let me just check.

Page 265

1 Inspector G. Dowling

2 Q Okay, and for the first march, the Black

3 Lives Matter NYC counter protest, what does it say

4 as to whether there's a permit?

5 A It says "no."

6 Q And the protest below it that is not

7 shaded, that's referred to as "United Clergy

8 Coalition," does that one identify as having a

9 permit?

10 A No.

11 Q And that's called "The Jericho March:

12 the Power of Prayer March with Clergy and Law

13 Enforcement," and there is a notation below. What

14 is that notation below?

15 A Pro PD event.

16 Q And do you know why this was identified

17 as a pro PD event?

18 A No, I do not.

19 Q What did you understand that to mean?

20 A They're in favor of the police

21 department.

22 Q And you were physically present at this

23 protest?

24 A Yes, I was.

25 Q Okay, and this document indicates that

Page 266

1 Inspector G. Dowling

2 the Jericho March did not have a permit?

3 A Yes. We clarified that. It says this

4 on the, on the email.

5 Q So below, there looks to be a kind of

6 protest route; is that right?

7 A Yes.

8 Q And that's identified as planning to

9 march over the Brooklyn Bridge?

10 A That's like page 3, right? Yes, you are

11 correct.

12 Q Okay, and would traffic have to be

13 halted for that?

14 A Yes.

15 Q Did you observe protesters walking in

16 the roadway on the Brooklyn Bridge for the Jericho

17 March?

18 A Yes.

19 Q Was that march ordered to disperse?

20 A No.

21 Q Was that march in violation of any penal

22 law?

23 A It would have been -- if traffic was not

24 flowing, they could have been -- it could have

25 been disorderly conduct for blocking vehicular

Page 268

1 Inspector G. Dowling

2 Q And the counter protesters also did not

3 have a permit?

4 A That is correct.

5 Q Did you observe counter protesters

6 walking in the roadway?

7 A I can't say walking in the roadway. I

8 observed them jumping over the walkway of the

9 Brooklyn Bridge onto the roadway, trying to block

10 that protest or demonstration, whatever.

11 Q Did you give or hear any warnings to the

12 counter protesters to disperse?

13 A I don't recall.

14 Q What would refresh your recollection?

15 A Video.

16 Q Anything else?

17 A No.

18 Q Did you authorize an LRAD to be used

19 that day with respect to the counter protesters?

20 A Again, I'd have to look at video. I

21 don't, I don't recall.

22 Q To your knowledge, were any arrests made

23 of counter protesters on that day?

24 A Yes.

25 Q Why would one group be allowed to walk

Page 267

1 Inspector G. Dowling

2 traffic, being on a road -- or 1156A, being in a

3 roadway when a sidewalk is available to them.

4 Q Is it fair to say that people are not

5 normally allowed to walk over the road portion of

6 the Brooklyn Bridge?

7 A Yes, it is. During the George Floyd

8 protest, it happened numerous times.

9 Q Did you give or hear any warnings to the

10 marchers on the Jericho March to disperse?

11 A No.

12 Q Did you arrest any of the participants

13 in the Jericho March for any civil disobedience

14 offense?

15 A We arrested people on the bridge, but

16 not specifically for the Jericho March, no.

17 Q Did you play any LRAD warnings to the

18 participant in the Jericho March?

19 A No.

20 Q Did you see or hear of any excessive

21 force toward participants in the Jericho March?

22 A No.

23 Q And there were also counter protesters

24 that day?

25 A Yes.

Page 269

1 Inspector G. Dowling

2 over the Brooklyn Bridge and not be ordered to

3 disperse, but another group would be ordered to

4 disperse? What are the circumstances that would

5 allow that?

6 A Well, throughout the George Floyd

7 protests, I don't make that decision, but I'm told

8 what to do. With the George Floyd protests, many

9 groups marched over the Brooklyn Bridge or the

10 Manhattan Bridge. This group was afforded the

11 approval or the ability to walk over the bridge,

12 and the counter protesters tried to block that,

13 tried to block that march across the bridge.

14 Q And you said that this group was

15 afforded the approval to walk over the bridge.

16 Who approved that?

17 A I don't know.

18 Q Were you told that it was approved?

19 A I was told they were going to march over

20 that bridge.

21 Q And you were informed not to arrest or

22 disperse them?

23 A Correct.

24 Q And who would know who gave that

25 approval?

Page 270

1 Inspector G. Dowling
2 MS. ROBINSON: Objection. You can
3 answer.
4 THE WITNESS: I don't have an
5 answer. I don't know.
6 BY MS. BIKLEN:
7 Q Do you remember who told you not to
8 arrest or disperse?
9 A No, I don't.
10 Q How would that information have come to
11 you?
12 A Verbal.
13 Q Would it be from someone, a superior
14 officer?
15 A Yes.
16 Q Do you recall other executives that were
17 present with you on the roadway on that day?
18 A Deputy Inspector Hillery was present
19 with me. Chief Steve Hughes was present with me
20 at some point in time on the roadway. I'd have to
21 look. Was it from the Brooklyn side or the
22 Manhattan side? I'm not sure exactly where.
23 Q And did you see or hear reports about
24 arrests of media personnel on July 15?
25 A No.

Page 272

1 Inspector G. Dowling
2 would have made that call?
3 MS. ROBINSON: Objection. You can
4 answer.
5 THE WITNESS: Someone of higher
6 rank than me.
7 BY MS. BIKLEN:
8 Q What would be a reason that officers
9 would arrest someone on the Brooklyn Bridge on
10 July 15, 2020, if they were doing nothing other
11 than taking pictures?
12 MS. ROBINSON: Objection. You can
13 answer.
14 THE WITNESS: If they failed to
15 disperse, tried to block a protest from
16 occurring, they could be arrested.
17 BY MS. BIKLEN:
18 Q Do media personnel have to disperse when
19 there's a dispersal order given?
20 A Yes. For everybody's safety involved,
21 they are, they are bound by the laws just like
22 everybody else. However, they can go into a
23 frozen area when a frozen area is set up. They do
24 have more access than some people as long as
25 they're credentialed.

Page 271

1 Inspector G. Dowling
2 Q Okay. Do you recall that on October 1,
3 2011, the NYPD arrested 700 people on the Brooklyn
4 Bridge?
5 A Yes.
6 Q What was different about this day from
7 when people -- that date from when people were not
8 allowed to march versus this day on July 15?
9 A I can't answer that. I don't know. I
10 was not present in 2011 for that date.
11 Q Did the content of the march's message
12 have anything to do with it?
13 MS. ROBINSON: Objection. You can
14 answer.
15 THE WITNESS: I'm sorry. For which
16 march?
17 BY MS. BIKLEN:
18 Q Sorry. For the Jericho March being
19 allowed to march over the Brooklyn Bridge, did the
20 message of the march have any impact on being
21 allowed to march over without being arrested?
22 A Again, I can't make that determination,
23 because I wasn't the one who made that call. I
24 don't know.
25 Q And what level, what level of authority

Page 273

1 Inspector G. Dowling
2 Q So on this day, if someone was a member
3 of the press and was taking pictures, what would
4 have been the circumstances that they could be
5 arrested?
6 A I'd have to look at the video. I don't
7 know why they were -- I don't know if any media
8 members were arrested.
9 Q And do you know who gave the order to
10 make arrests of the counter protesters on July 15?
11 A I don't recall.
12 MS. BIKLEN: Let's briefly watch
13 some video. This is going to be Dowling
14 Exhibit 2-28.
15 (Exhibit 2-28 was marked for
16 identification.)
17 MS. ROBINSON: Do you have a Bates
18 stamp for this video, Molly?
19 MS. BIKLEN: I do. I'll share it
20 with you --
21 MS. ROBINSON: Okay.
22 MS. BIKLEN: -- after.
23 BY MS. BIKLEN:
24 Q Okay. Do you see an image of a
25 body-worn camera video on your screen?

Page 274

1 Inspector G. Dowling

2 A Yes, I do.

3 Q There's not going to be any sound for a

4 while, so I'm going to move ahead. I guess I'll

5 ask you first: Are these strategic response group

6 members?

7 A Yes, they are.

8 Q And do you recall this scene on the

9 approach to the Brooklyn Bridge?

10 A Yes.

11 Q I'm going to move ahead to about three

12 minutes.

13 (Video played.)

14 BY MS. BIKLEN:

15 Q Did you see yourself in that video?

16 A Yes, I did.

17 Q Were you talking on the radio?

18 A Yes, I was.

19 Q I'm going to back up a little bit.

20 Tell me if you recall now, if this

21 refreshes your recollection as to who ordered the

22 arrests.

23 (Video played.)

24 BY MS. BIKLEN:

25 Q So Chief, does this refresh your

Page 276

1 Inspector G. Dowling

2 THE WITNESS: I don't have any

3 independent recollection.

4 BY MS. BIKLEN:

5 Q Is there anything that would refresh

6 your recollection?

7 A Video. A detail roster or detail sheet

8 from SRG.

9 MS. BIKLEN: I'm going to show you

10 what's been marked as Exhibit 2-29, and you

11 can open it up.

12 (Exhibit 2-29 was marked for

13 identification.)

14 BY MS. BIKLEN:

15 Q Let me know when you have it open.

16 A I have it open.

17 Q Okay. What is this document?

18 A That is a document that -- it's like

19 a -- for lack of a better term, I don't have the

20 exact terminology for it, but it is a document

21 that contains field forces names, field force

22 number, the location where they're, where they're

23 assigned to.

24 Q Does it refresh your recollection as to

25 whether field forces were deployed to Madison

Page 275

1 Inspector G. Dowling

2 recollection as to who ordered the arrests on

3 July 15?

4 A No.

5 Q Could it have been you?

6 A It could have been. I can't say for

7 certain.

8 Q And what would refresh your

9 recollection?

10 A More video prior to entering the roadway

11 or possibly further back on the roadway, on the

12 Brooklyn side of the bridge. I don't know.

13 Q Okay. Now, were you present at any

14 demonstrations on July 28 in Kips Bay?

15 A Possibly. I'd have to -- I don't recall

16 at this time.

17 Q Okay, Madison about 24th, 25th Streets?

18 A Again, I'd have to see video. I'm not

19 100 percent certain.

20 Q Okay, and assuming that -- well, to

21 take -- just assuming you were there, that the

22 video will show that you were there, why -- do you

23 recall why SRG was detailed to this demonstration?

24 MS. ROBINSON: Objection. You can

25 answer.

Page 277

1 Inspector G. Dowling

2 Square Garden?

3 A It appears one was assigned to Madison

4 Square Park.

5 Q Okay, and were you in charge of these

6 field forces?

7 A No.

8 Q Your name at the top of this document;

9 what does that indicate?

10 A I was present. I was not in charge of

11 all those field forces, no.

12 Q You were in charge -- withdrawn. Are

13 these not all SRG field forces?

14 A That is correct.

15 Q Okay, and does this document indicate

16 that you would have been instructing the

17 supervisors of these field forces?

18 A I could have. Not necessarily, but I

19 could have.

20 Q Explain.

21 A So upon turnout, if I responded to -- I

22 believe at this time -- sorry. If they were

23 responding to Randall's Island or turning out at

24 Randall's Island, there was a possibility where I

25 could have instructed these supervisors or

Page 278

1 Inspector G. Dowling

2 executives.

3 Q And would anything refresh your

4 recollection as to whether you actually did?

5 A No, no, not that I can remember.

6 Q Okay. I will play some more video, and

7 I'm going to play what has been marked -- I

8 believe it's Exhibit -- withdrawn.

9 Do you recall whether you made arrests

10 at this protest on July 28?

11 A I don't recall.

12 Q Do you recall whether you ever spoke to

13 a district attorney about any arrests for this

14 protest?

15 A I want to say no. I didn't speak to too

16 many district attorneys regarding these arrests,

17 so I don't recall them.

18 MS. BIKLEN: I have a video. I

19 will share it. I'll have to send this to

20 you, Amy. I'll represent to you that it's --

21 MS. ROBINSON: I'm sorry. I didn't

22 hear the last part there.

23 MS. BIKLEN: That has been produced

24 by the defendants. We'll call it Dowling

25 Exhibit 2-31.

Page 280

1 Inspector G. Dowling

2 All right, that's the best I can do.

3 I'm circling my cursor around the person with a

4 baseball cap.

5 A It's possibly me. I don't know that for

6 certain, and I've admitted to being many places

7 today, so I can't say that's definitely me.

8 Q You have no independent recollection?

9 A If I see the whole entirety of the

10 video, it's possible.

11 Q It's possible that that would refresh

12 your recollection?

13 A Yes.

14 Q And do you know who ordered the arrests

15 on July 28?

16 MS. ROBINSON: Objection. You can

17 answer.

18 THE WITNESS: Again, I'd have to

19 see the entirety of the video.

20 BY MS. BIKLEN:

21 Q No independent recollection?

22 MS. ROBINSON: Objection; asked and

23 answered. You can answer again.

24 BY MS. BIKLEN:

25 Q You can answer.

Page 279

1 Inspector G. Dowling

2 (Exhibit 2-31 was marked for

3 identification.)

4 BY MS. BIKLEN:

5 Q Okay. So I'd like to move ahead in this

6 video to see if you recognize anyone. Okay.

7 (Video played.)

8 BY MS. BIKLEN:

9 Q Do you recognize anybody in this video?

10 A No.

11 Q I stopped it there. Do you recognize

12 anybody in this video?

13 A It's blurry. That appears to be me in

14 the back.

15 Q Yes. Is that you in the baseball cap?

16 A Can you just let it go for a second?

17 Q Sure. I'll turn it back a little bit.

18 We're at two minutes and 59 seconds.

19 (Video played.)

20 BY MS. BIKLEN:

21 Q Do you see yourself in the background

22 there?

23 A I didn't. If you say I was there, I was

24 there.

25 Q Well, if you can identify yourself.

Page 281

1 Inspector G. Dowling

2 A Oh, I'm sorry. I apologize. No, I

3 don't have any independent recollection.

4 MS. BIKLEN: Okay. So at this

5 time, Amy, I believe I have 15 minutes left,

6 and I will reserve that time to ask about

7 June 2nd and September 19.

8 MS. ROBINSON: You have 11 minutes

9 left.

10 MS. BIKLEN: I'll say, given the

11 number of protests that he was at and the

12 number of cases involved here, I think

13 additional time is reasonable.

14 MS. ROBINSON: We don't agree. We

15 agreed on two-day depositions. This is the

16 end of your second day. You've got now ten

17 minutes left if you want to use it. If not,

18 then, we're done.

19 MS. MARQUEZ: This is Lillian

20 Marquez. I'm an assistant attorney general

21 in the New York State Attorney General's

22 Office and counsel for plaintiff in a

23 consolidated action, 21CV-322. I have been

24 on the deposition since the start today.

25 I did want to acknowledge, as

<p style="text-align: right;">Page 282</p> <p>1 Inspector G. Dowling</p> <p>2 Ms. Biklen noted, that we just learned as of</p> <p>3 February 8, by a letter from counsel,</p> <p>4 defendant's counsel that the witness was</p> <p>5 personally present at 40 protests. We</p> <p>6 weren't aware of that scope before, and of</p> <p>7 course, I think Ms. Biklen has done a great</p> <p>8 job at trying to get through the incidents</p> <p>9 that she needs to and still needs some more</p> <p>10 time.</p> <p>11 I wanted to note on behalf of the</p> <p>12 People, our objection to not being able to</p> <p>13 question the witness about separate incidents</p> <p>14 that we learned he was at, and would like to</p> <p>15 ask questions of the witness about, and so I</p> <p>16 just want to note my objection on the record</p> <p>17 that we need our own time as a separate</p> <p>18 action to do our jobs and ask those</p> <p>19 questions.</p> <p>20 MS. ROBINSON: And we object.</p> <p>21 MS. BIKLEN: Okay. Are we done?</p> <p>22 MS. ROBINSON: Well, I'll --</p> <p>23 MR. MOORE: Let me make a -- for</p> <p>24 the record, this is Jonathan Moore on behalf</p> <p>25 of the Sow plaintiffs. We join in the</p>	<p style="text-align: right;">Page 283</p> <p>1 Inspector G. Dowling</p> <p>2 objections by the attorney general, and we</p> <p>3 will be asking the court for additional time,</p> <p>4 and we really think, under the circumstances,</p> <p>5 given his extensive involvement in this whole</p> <p>6 series of events, that it's reasonable and</p> <p>7 that you should agree to it rather than</p> <p>8 bother --</p> <p>9 MS. ROBINSON: Well, you can say</p> <p>10 that about any of the, any of the witnesses</p> <p>11 that are going. There are several two-day</p> <p>12 witnesses.</p> <p>13 MR. MOORE: It is what it is.</p> <p>14 MS. ROBINSON: We agreed to two-day</p> <p>15 depositions, and we're not going beyond that.</p> <p>16 The deposition is over.</p> <p>17 MR. MOORE: We note our objection</p> <p>18 for the record.</p> <p>19 MS. ROBINSON: And we note ours.</p> <p>20 MR. FRICK: This is Allison Frick</p> <p>21 on behalf of Plaintiff Charles Henry Wood in</p> <p>22 case 20-10541, and I join any objections.</p> <p>23 Our plaintiff -- our case is only about the</p> <p>24 Motthaven protest. We had hoped to be able</p> <p>25 to ask additional questions about Motthaven,</p>
<p style="text-align: right;">Page 284</p> <p>1 Inspector G. Dowling</p> <p>2 including showing additional video.</p> <p>3 And Ms. Biklen has done an</p> <p>4 incredible job trying to amass a huge amount</p> <p>5 of facts, and the fact simply is that if we</p> <p>6 were all permitted to do these cases</p> <p>7 separately, there would be eight seven-hour</p> <p>8 depositions of Chief Dowling, so we note our</p> <p>9 objection, and we will be joining the request</p> <p>10 for additional time with this witness. Thank</p> <p>11 you.</p> <p>12 MS. ROBINSON: Well, it's not one</p> <p>13 case -- it's not separate cases. It's one</p> <p>14 consolidated case. We agreed on two-day</p> <p>15 depositions, and so we note our objection.</p> <p>16 MR. SPIEGEL: This is Michael</p> <p>17 Spiegel. Amy, you agreed to that. We</p> <p>18 didn't.</p> <p>19 MS. ROBINSON: Yes, you did. You</p> <p>20 asked for it.</p> <p>21 MR. SPIEGEL: So we will see --</p> <p>22 MS. ROBINSON: I don't know if you</p> <p>23 were on the meet and confers, but it was</p> <p>24 asked of us, and we agreed to it.</p> <p>25 MR. SPIEGEL: Counsel for the</p>	<p style="text-align: right;">Page 285</p> <p>1 Inspector G. Dowling</p> <p>2 Sierra plaintiffs wish to join in the</p> <p>3 objections that were just made by the other</p> <p>4 counsel in the other cases. I have</p> <p>5 non-duplicative questions concerning what</p> <p>6 took place at Motthaven, and if we are not</p> <p>7 able to continue this deposition, we will be</p> <p>8 denied the opportunity to ask those questions</p> <p>9 of this witness.</p> <p>10 He has needed to have his</p> <p>11 recollection refreshed by showing video which</p> <p>12 has consumed quite a bit of time. For all</p> <p>13 the other reasons that the other counsel has</p> <p>14 stated, we also wish to join in the</p> <p>15 application that will be made to extend the</p> <p>16 deposition. Thank you.</p> <p>17 MS. ROBINSON: We note our</p> <p>18 objection.</p> <p>19 MS. BIKLEN: And I will just</p> <p>20 continue to note that I do reserve time to --</p> <p>21 and intended today to ask about June 2nd and</p> <p>22 September 19th, and will intend to do that on</p> <p>23 behalf of the Payne team, the plaintiffs in</p> <p>24 Payne, and with that I think we are concluded</p> <p>25 for this portion, but we will, as noted</p>

Page 286

1 Inspector G. Dowling
2 through the objections, keep it open for the
3 remaining parts.
4 MS. ROBINSON: And we object to
5 keeping the deposition open.
6 We're done, Chief.
7 THE WITNESS: Thank you, guys.
8 Thank you, Amy. Thank you very much. Have a
9 great weekend.
10 THE REPORTER: And you would like a
11 transcript, I assume.
12 MS. BIKLEN: Yes. Normal delivery.
13 THE REPORTER: And Ms. Robinson, I
14 don't know if she's still there, but does she
15 normally get a transcript?
16 MS. BIKLEN: She'll contact you for
17 whatever she needs.
18 MS. ROBINSON: You'll be providing
19 us with a copy of the transcript, actually.
20 MS. BIKLEN: Are you requesting
21 that under Rule 30(e), Amy?
22 MS. ROBINSON: You're taking the
23 deposition, and as the person taking the
24 deposition -- we're not splitting costs
25 here -- it's your obligation to send us a

Page 288

1 Inspector G. Dowling
2
3
4
5
6 ACKNOWLEDGEMENT OF WITNESS
7 I, Inspector Gerard Dowling, do
8 hereby acknowledge that I have read and
9 examined the foregoing testimony, and the
10 same is a true, correct and complete
11 transcription of the testimony given by me,
12 and any corrections appear on the attached
13 Errata sheet signed by me.
14
15
16 _____
17 (DATE) (SIGNATURE)
18
19
20
21
22
23
24
25

Page 287

1 Inspector G. Dowling
2 copy of the transcript.
3 MS. BIKLEN: I'll interpret that as
4 a request for a copy of the transcript for
5 him to read and sign under Rule 30(e), and
6 you will get that.
7 (Signature having not been
8 waived, the remote deposition
9 of Inspector Gerald Dowling was
10 concluded at 6:26 p.m.)
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Page 289

1 ERRATA SHEET
2 Case Name:
3 Deposition Date:
4 Deponent:
5 Pg. No. Now Reads Should Read Reason
6 _____
7 _____
8 _____
9 _____
10 _____
11 _____
12 _____
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____
20
21
22 Signature of Deponent
23 SUBSCRIBED AND SWORN BEFORE ME
24 THIS ____ DAY OF _____, 2022.
25 (Notary Public) MY COMMISSION EXPIRES: _____

Inspector G. Dowling

CERTIFICATE OF SHORTHAND REPORTER -- NOTARY PUBLIC

I, Laurie Donovan, Registered Professional Reporter, Certified Realtime Reporter, and notary public for the District of Columbia, the officer before whom the foregoing deposition was taken, do hereby certify that the foregoing transcript is a true and correct record of the testimony given; that said testimony was taken by me stenographically and thereafter reduced to typewriting under my supervision; and that I am neither counsel for, related to, nor employed by any of the parties to this case and have no interest, financial or otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 24th day of February 2022.

My commission expires: March 14, 2022

Laurie Donovan

LAURIE DONOVAN
NOTARY PUBLIC IN AND FOR
THE DISTRICT OF COLUMBIA

0	281:5	2-32 177:2,8,24 178:3 180:13	229 201:23	181:25 250:17
001 107:2	155 144:14	2-33 177:3,10 178:20 180:13	24 108:20	34 149:23 259:7
1	15949 201:7	2-34 177:4,12 179:14, 17 180:13,19	24th 275:17	34-second 135:3
1 7:15 33:23 35:17,24 36:10 64:25 65:2,3 79:8,18 134:15,19 191:21,22 271:2	16:00 96:16 213:19	2-4 104:15	25 60:12 77:5 148:7	36 148:13,19
1,000 220:13	17 151:18,25	2-7 128:25 129:2 135:4	25th 275:17	37 146:25 147:8 148:9
10 54:11	17:30 219:6	2-9 144:12,16 145:20	27 148:18	37-second 146:21
100 48:12 81:16 207:17 213:21 233:7 275:19	18:00 219:6	2.7 129:19	28 37:11,15 76:19 77:5,8,19 78:15 79:24 80:15,17 81:6, 9,12 82:13 84:4 85:22 89:7 91:7 92:19 99:6,8,9,18 101:22 102:2,17 103:4,8 104:7 108:8, 10 122:4 124:2 128:17 172:7 275:14 278:10 280:15	38 133:5
10031 7:16	19 18:15 20:11,16 21:18 117:20 281:7	20 110:22 160:18 176:14	28th 76:16	385 201:20
10:00 7:4 37:19	1995 41:23	20-10541 283:22	29 120:13 121:5,7 122:5,8,17 124:4,11 132:18,20 136:6,23 137:3 172:7	3:30 211:19
11 249:24 250:16 281:8	1997 10:5	20-hour 38:13	29th 120:18	3:34 188:3
1156A 224:20 267:2	19th 20:3 285:22	20-second 133:5	2:00 38:7 96:12	3rd 200:15 201:23
11:00 202:8	1:20 113:2	2002 27:14	2:30 96:7	3s 37:5
12 54:10,13 55:4 149:22,23 150:4,6	1:22 92:19	2003 10:6 27:17,22	2nd 20:2 201:22 202:6,8 281:7 285:21	4
122 212:5	1:30 106:6	2004 27:22	3	4 11:10,15 36:13,15, 25 199:20,22,25 200:3,20 214:23
12:02 82:13	1st 197:20 201:20 202:5,7,12	2011 271:3,10	30 137:18,19 138:4 139:8 140:5 144:9 159:12 160:18 169:13,25 170:16	40 94:19 95:12 157:18 158:3 183:15 200:16 205:15 208:9, 10 209:23 282:5
13 212:5	2	2016 23:4 29:21	30(b)(6) 10:24 14:7 156:23	40th 203:22 204:13 205:7 210:22 213:13, 24 216:14,16 219:8, 12 246:11
136th 223:23 224:3 225:10,17,21,23 226:7,11,14,22,23 227:7,9,12,20 233:11 253:20 261:6	2 18:18,19,20 19:16 20:9,13 21:15 36:11, 12,14,16,19 43:14 84:21 86:15 107:4 117:19 254:21	2018 56:6 57:7,8 58:15	30(e) 286:21	42 95:9
14 251:6	2-1 43:19 45:4,20	2019 46:12 52:15 54:10,14 55:5,12,15, 18 57:8	300 214:6	427 229:2
144 177:3	2-11 187:18,19,23	2020 7:25 15:25 19:11 21:15,18 25:2 60:12 61:11 82:13 92:19 188:3 264:6 272:10	303 212:14	44 158:8
145 177:4	2-15 192:6,7,14	2021 14:21 16:2,16, 17,24	305 212:14	44-second 158:22
149 200:15	2-16 196:5,6	20:00 220:15 236:11	31 158:21,23 172:5,8, 16,24 173:5,10,15 174:4 176:7,12,13,19	45 201:23
149th 221:12,21 222:20	2-19 200:22,24	20:05 261:23		46 158:15
14:00 96:11	2-2 81:22,23 82:9	20:10 261:24		46th 20:16 21:19
14th 98:6,12	2-20 211:6,7,14	21 150:22		476 212:19
15 95:17 138:25 212:18 254:22 264:6, 11 270:24 271:8 272:10 273:10 275:3	2-21 215:18,19 216:2	21:11 107:23		47th 20:17 21:19
	2-22 228:25 229:3	21:11:03 107:15		48 212:19
	2-24 252:14,15	21CV-322 281:23		49 213:10
	2-27 263:11,12 264:5	22 46:12 113:24		4:00 96:17,18 213:19
	2-28 273:14,15			4s 37:7
	2-29 276:10,12			4th 203:21 211:20
	2-3 92:7,18 185:21			
	2-31 278:25 279:2			

216:6,22 247:15 259:14 260:24	8:10 261:25	activate 33:22 199:14	281:15 283:14 284:14,17,24	169:13
5	9	active 154:18,21,22 263:2	agreement 21:25 118:12,16	anytime 209:8
5/28 107:7,15	911 171:16	actively 72:20 73:13 257:15	ahead 105:13 107:21 172:5 199:19 226:24 249:25 253:14,24 254:10,13 259:7 274:4,11 279:5	apologize 8:4 19:20 23:5 24:6,10 31:2 38:9 39:7,12 44:20 52:13 57:18,20 87:5 97:13 158:14 162:14 168:14 190:5 212:16 244:12 281:2
50 89:23 90:3 95:15 160:20	915640 45:23	activities 37:13 161:3 174:23	aided 58:6 71:18 72:2,4,6 114:19,22 164:8,10 171:23,24	apostrophe 15:15
50th 20:14 21:17	95/96 41:24	activity 165:15 195:16,19	air 180:15	apparently 263:23
514 177:5	9:11 107:23,25	actors 63:11,12	alleges 170:15	appearance 118:4
51st 194:12 197:20	9:12 176:20	acts 174:9 175:8	Allison 283:20	appeared 217:20 218:17
52 247:23	9th 35:23	actual 28:17,18	allowed 249:8 267:5 268:25 271:8,19,21	appears 115:5,6 119:7 135:9 148:15 158:25 211:15 229:24 232:8 238:8 255:2 277:3 279:13
52-second 243:23	A	additional 281:13 283:3,25 284:2,10	allowing 71:23	application 285:15
539 212:20,21 214:3	a.m. 7:4 38:12	address 7:14	alongside 62:19	apply 251:8
56807 188:5	abide 147:17 157:7 188:24,25 189:11,13	addressed 188:8 189:3	amass 284:4	applying 103:22 168:24
57th 144:23	ability 9:3 269:11	Addressing 85:14	Amendment 55:14 56:10 85:9 86:8 127:20	appointments 184:5
59 279:18	absence 30:13,21	adjacent 222:12	amount 25:9 26:7 56:12 69:9 70:11 79:7,10 90:22 91:2 94:18 100:14 121:21 123:15,16 194:11 284:4	approach 64:10 274:9
5:00 96:6 213:21	absent 51:14 53:3 56:25 57:19,23 188:16	administration 198:3 248:9	Amy 8:19 11:12 19:24 22:3 43:17 44:8 83:18 92:9 105:23 118:12 128:23 144:11 177:6 228:24 250:25 278:20 281:5 284:17 286:8,21	approached 58:4 240:4,14 244:19
5:11 108:4	absolutely 28:22 66:3 85:20	administrative 22:17	angle 111:10 149:18 151:22,23	approval 31:3 59:12, 19 269:11,15,25
6	academy 41:17,22 100:24 176:3 188:15	Administratively 30:20	angles 112:3	approve 79:10,15 163:24
6 37:11,15 188:3	access 48:15 272:24	admitted 280:6	announcement 239:14	approved 30:25 79:14 84:22 122:21 269:16,18
61341 82:12	accord 117:8 119:12	adopt 14:17	answers 8:15 9:7 14:11,17 20:19 97:10	approving 36:4 80:13
66602 92:21	account 80:4	advance 62:16	anti-war 27:18,20	area 27:23 102:21 114:6,13 140:5,19,
6:00 38:6,12	accurate 9:6 14:12 65:12	advanced 58:5 119:9 257:8	anyone's 163:24	
6th 197:20	acknowledge 281:25	advice 156:12		
7	acoustic 46:16	advise 191:10		
7 61:10	act 30:14 31:8	advising 249:2		
700 271:3	acted 75:16	Affairs 9:19 19:21		
8	acting 74:16 126:19, 22 128:12	affect 170:11		
8 282:3	action 28:4,6,11,15, 18 84:24 115:6 165:3,4 187:15 281:23 282:18	afforded 269:10,15		
84468 264:10	actions 24:14 151:12 166:13	afternoon 96:8,17		
8:00 202:9 220:16 236:11,16 244:16,17 245:5,8		agree 216:25 281:14 283:7		
8:05 261:24		agreed 117:21		

Index: areas..beginning

<p>21,22 144:23 162:23 164:18 191:11 218:6 222:12 235:24 236:8, 13,19,24 249:22 254:5 272:23</p> <p>areas 30:17 91:3</p> <p>arise 30:20</p> <p>arms 65:25 66:2,11 154:20,22 240:18 257:15</p> <p>array 59:21</p> <p>arrayed 109:12</p> <p>arrest 26:13 47:22 53:20 56:13 63:15 64:17,22,25 65:15 66:2,6,8,19 69:17 70:9,12 87:17 88:20 89:2 99:2,23 100:7 101:5,6 102:11 114:19 132:2 133:22 137:10 146:8 147:22 150:16 152:14,23 153:11,17,22 154:3, 7,8,9,13 155:9,23 156:2 168:18 171:20 175:9 190:3 192:17 194:2 195:7,8,11 196:18,25 197:24 198:5,9 210:6,11 218:25 220:8 239:10, 13,16 240:3,5,14 241:24 242:18,21 243:9,11,16 244:6, 14,21 245:7 248:10, 14,15 251:21 252:4 256:3,10 258:18 259:2 261:20 262:7, 8,12 263:4,5 267:12 269:21 270:8 272:9</p> <p>arrest/de-arrest 114:20</p> <p>arrested 53:5,6,10, 25 64:12 65:8,12 69:12,16 71:2 101:9 130:12 132:4,5,8,9, 12 146:6,12 152:10, 21 153:19 154:23 155:7 156:16,21 164:25 165:20,25 169:25 170:6,18 171:7 195:22 208:14 217:23 240:19</p>	<p>242:16,17 244:22,25 245:15 249:16 250:18 261:17 267:15 271:3,21 272:16 273:5,8</p> <p>arrestee 64:21</p> <p>arrestees 65:4 133:8 152:17 210:8</p> <p>arresting 64:20 69:13 98:16,24 99:3, 6 187:5 194:25 195:15,18 196:17,19, 23</p> <p>arrests 24:18 26:11, 13 40:7,21,24 63:2,6, 9,18,21 64:6 69:2,10 73:12,13 84:22 86:17 87:13,23 88:6 98:11, 14,15,18 99:9,18,24 100:5,6,9,15,19,21, 25 101:4,17 102:2,5, 7,9,14 126:8,15,17 128:5 135:10,13,16 136:12 151:13 155:10 164:16,20,22 165:8,21,24 187:3,4 190:4 192:16 195:5, 6,10 197:16,19 199:15 201:14,20 202:3,11,15,21,23 203:2 210:2,11 220:5,19,24 225:3,16 239:8 240:25 241:3, 15,21 242:14 246:14 247:9 248:6 259:15, 22 261:12,14,15,19 262:22,25 268:22 270:24 273:10 274:22 275:2 278:9, 13,16 280:14</p> <p>arrive 89:6,10 159:17,19 160:8 221:8</p> <p>arrived 89:19,22,25 140:8 159:10,23 160:2,5,17 161:15 163:14 164:17 182:18</p> <p>assault 72:21 114:21</p> <p>assemble 55:12</p> <p>assembly 47:13</p>	<p>164:22,25 165:4,6, 12,16,18,21,24 166:3,11 168:5</p> <p>assessment 223:2</p> <p>assign 70:10,11 99:2</p> <p>assigned 24:4 25:17 27:7 38:23 42:8 48:10,20,25 49:3 61:21 64:20 77:23 80:22 97:6 99:5 182:16 198:8 212:13, 14 276:23 277:3</p> <p>assignment 221:25</p> <p>assigns 185:13</p> <p>assist 36:2 103:24 126:8 241:20 261:15</p> <p>assistance 36:6 172:3</p> <p>assistant 15:11,12 16:14 93:16 94:6 97:21 99:17 123:25 184:19 185:15 222:4, 7,9 281:20</p> <p>assisted 98:21 99:10,24 100:6,9</p> <p>assisting 247:9 256:3,10</p> <p>assume 286:11</p> <p>assuming 275:20,21</p> <p>assumption 147:11</p> <p>attached 217:20</p> <p>attempt 53:23</p> <p>attempted 152:21</p> <p>attempting 243:13</p> <p>attend 140:16 184:6 203:18</p> <p>attendance 216:17</p> <p>attended 140:4 210:14</p> <p>attending 42:13 140:25</p> <p>attention 171:10,13, 14 191:20</p>	<p>attorney 8:18 11:24 278:13 281:20,21 283:2</p> <p>Attorney's 99:17 197:16</p> <p>attorneys 12:9 278:16</p> <p>authority 271:25</p> <p>authorization 50:20</p> <p>authorize 86:19 89:2 100:4,7 163:20,22 164:20,21 246:18,19, 20 268:18</p> <p>authorized 50:19 101:25 111:11 128:2</p> <p>Avenue 21:19 144:23 197:20 221:13 223:23 224:2 226:11,12,18,21 227:6,15,22 233:12 244:2 245:22,25 246:3,7 249:6,8,12 250:7 253:21 261:7</p> <p>average 30:11</p> <p>avoid 154:16 155:14 188:11,13 190:8,22</p> <p>aware 9:6 64:17 107:19,22 123:13 191:2 202:3 282:6</p> <p>awareness 61:10 80:10</p> <p>Axon 107:4,16,19</p> <hr/> <p style="text-align: center;">B</p> <hr/> <p>back 17:11 51:24 60:9 64:4 65:10 68:23 71:13,21 79:11 84:14 88:18 101:13, 14 103:11,14 105:25 106:14,25 109:4,16 111:9 112:10 113:2, 16 115:21,25 116:7, 9,12,15,21 117:4,5,8, 25 118:16,25 119:13, 22 120:5,10 131:8 136:18 144:5,6,8 148:5 149:14,15 151:6,16 152:19,24</p>	<p>153:2,6 154:24 155:3,6,11,17 170:25 185:9 189:23 191:10, 14 218:4 226:13,21 227:7 237:10,16 238:3,22 240:6 243:25 250:23 254:16 274:19 275:11 279:14,17</p> <p>back/disperse 191:7</p> <p>background 9:10 14:9 45:10 147:3 248:23 279:21</p> <p>backpack 233:3</p> <p>Ballpark 16:15</p> <p>Barclays 120:19,23 138:6</p> <p>barrier 72:5 103:14 160:13</p> <p>Barton 198:18</p> <p>baseball 131:10 134:10 145:9 230:24 279:15 280:4</p> <p>based 29:25 47:8,10, 14 70:10 123:14 128:16 145:15 167:5 189:21</p> <p>basis 20:18 146:10 165:7 171:20</p> <p>Bates 82:12 92:20 176:23 188:4 201:6 252:24 264:10 273:17</p> <p>Baton 26:24</p> <p>batons 102:20</p> <p>Battery 19:16,17 20:10,15 21:16</p> <p>battle 262:23,25 263:3,5,7</p> <p>battles 262:20</p> <p>Bay 211:22 212:9,10, 11,14 275:14</p> <p>beginning 106:15,25 138:24 145:5 148:25 153:15 252:23</p>
--	---	--	---	--

<p>begins 201:6</p> <p>behalf 22:17 282:11, 24 283:21 285:23</p> <p>behavior 53:12 168:10,11 175:25 193:16</p> <p>believed 119:9 245:2</p> <p>belongings 64:15</p> <p>beware 80:23</p> <p>bicycle 66:17 67:2 109:2,3 119:21 161:10</p> <p>bicycle-trained 97:8,19</p> <p>bicycles 61:24 94:22 97:20</p> <p>bike 97:7,11 109:9 111:5,22 113:15 237:15,19</p> <p>bike-qualify 97:14</p> <p>bikes 103:7,14,18 109:7,12 111:4 119:2</p> <p>Biklen 7:12,20 10:10, 14 19:24 20:8,18,25 21:6,10 22:5,7 43:12, 21 44:21 45:2,14 51:16 58:21 64:3 68:2 81:2,20 82:2 85:2 86:5 92:5,9,12 98:9 104:9,19 105:2, 12,18,23 106:4,11, 17,21 107:13 108:16, 19 110:2,17,21 113:5,23 114:11 115:12 116:5 117:16 118:14,19 119:16 122:2 123:11 124:23 128:21 129:4,12,17, 21 131:2,20 133:3 134:8 136:4,22 142:2 144:19 145:11,13 146:3,20 148:4,12 149:4,9,24 150:24 152:4 153:9 157:2,12 158:12,20 167:3,13 168:2 169:11 170:13, 24 171:11 172:14 173:14,22 174:5 176:5,25 177:16,22 178:8,22 179:7</p>	<p>180:10 181:16 185:2, 7 187:16,21 192:2,9, 23 194:19 196:3,8 200:21 201:2 203:11 204:19 206:22 211:4, 9 215:15,21 218:15 220:3 221:5 228:22 229:5,13 232:16 233:20 234:3,6,12,21 235:2,14 236:7 238:19,24 241:19 242:7 243:2,21 245:20 247:22 249:18 250:5,14,25 251:8,10,18 252:12, 17 253:2,7,11,13,16 254:12,20 255:23 256:7 257:10,18,22 258:12 259:6,13 262:18 263:8,14 270:6 271:17 272:7, 17 273:12,19,22,23 274:14,24 276:4,9,14 278:18,23 279:4,8,20 280:20,24 281:4,10 282:2,7,21 284:3 285:19 286:12,16,20</p> <p>bit 25:25 108:12 110:18 116:3 130:24 132:25 199:19 229:10 234:4,16,24 235:11 238:3,22 247:20 253:9 274:19 279:17 285:12</p> <p>black 22:23,25 23:7, 20 24:21 25:3 29:20 75:25 230:6 231:18 232:13 264:12 265:2</p> <p>black-out 232:10</p> <p>blacked 107:9 232:7</p> <p>Blasio 7:21</p> <p>blend 126:25</p> <p>blessed 42:6</p> <p>block 268:9 269:12, 13 272:15</p> <p>blocking 69:24 114:8 193:20 224:21 266:25</p> <p>blue 230:6 231:18 254:23</p>	<p>blurry 178:11,15 229:8 279:13</p> <p>Board 9:18</p> <p>body 105:7 107:4,16, 19 108:10 199:11</p> <p>body-worn 107:3 199:15 252:21 273:25</p> <p>booking 192:18</p> <p>borough 31:3 33:24 35:20 36:24 39:4,17 49:9 50:15,24 51:4, 11,19 52:5 79:4,6,11 84:23 86:18,20 88:25 91:12,19 100:21 101:25 102:2,8 110:8 122:19 128:14 139:11,15 142:8 188:20,21,23 189:10 212:13 213:2</p> <p>borough's 143:6</p> <p>bother 283:8</p> <p>bottles 168:13 193:6 199:2</p> <p>bottom 43:24 46:5 54:8 264:9,12,17</p> <p>bound 272:21</p> <p>box 232:13 264:20</p> <p>boxes 105:5</p> <p>Boys 76:10</p> <p>break 21:10,22 44:22 105:24 106:7 117:16 134:4 184:25 185:23 194:21 217:19 259:9, 10</p> <p>breaking 174:14,23 175:2 193:5</p> <p>brick 209:4</p> <p>bricks 208:8,10 209:13,20 217:17 218:6,8,9,14 231:2,5</p> <p>bridge 138:22 139:2, 5 172:22 226:12,21 227:6,15 266:9,16 267:6,15 268:9 269:2,9,10,11,13,15, 20 271:4,19 272:9</p>	<p>274:9 275:12</p> <p>bridges 121:5 138:8, 12,16</p> <p>briefings 78:6,9</p> <p>briefly 8:6 22:12 30:10 41:17 273:12</p> <p>bring 44:14 51:24 196:25 230:16</p> <p>bringing 250:23</p> <p>Broad 226:18</p> <p>broke 102:12 133:20 185:22 198:23</p> <p>broken 194:14</p> <p>Bronx 200:12 208:5 211:23 212:11,15,18 213:6,7,14 216:24</p> <p>Brook 226:17 227:22 233:12 244:2 245:22, 25 246:3,7 249:6,8, 12 250:7 253:20 261:7</p> <p>Brooklyn 39:19 120:20 121:3 138:3 212:13 266:9,16 267:6 268:9 269:2,9 270:21 271:3,19 272:9 274:9 275:12</p> <p>brought 198:5</p> <p>Brown 233:12 241:7 245:23 261:7</p> <p>bubble 43:23</p> <p>buffer 105:13 108:17</p> <p>bullet 84:21 86:15</p> <p>bureau 22:10,14,16 23:22 24:2,8,23 50:12 209:23 219:23</p> <p>burn 200:11</p> <p>burning 174:14 215:3</p> <p>business 7:14</p> <p>busy 94:10</p> <p>bystander 74:18,19</p> <p>bystanders 72:22 73:4,6 74:9</p>	<p style="text-align: center;">C</p> <p>calendar 12:17,21, 23 184:3,4,6,8,10,21</p> <p>call 21:21 28:14 29:6, 8 33:18,23 38:25 93:5 109:17 145:16 171:16 182:16 186:16 192:17 213:10 271:23 272:2 278:24</p> <p>called 28:25 32:12 33:17 45:8 46:16 54:9 60:11 67:12,17 96:2 109:11 128:5,8 171:14 183:18 263:6 265:11</p> <p>calling 82:25</p> <p>calls 35:21,23 182:11</p> <p>cam 105:7 107:16 108:10</p> <p>camera 107:4 199:10,11,15 252:2, 21 273:25</p> <p>Cameron 176:15</p> <p>Canal 126:13 176:6, 8,19 179:24 180:5</p> <p>cancel 36:8</p> <p>cannister 254:23 255:4</p> <p>cans 217:22</p> <p>cap 131:10 134:11 145:9 230:24 279:15 280:4</p> <p>capable 25:22</p> <p>capacity 9:16 14:18 83:21</p> <p>Capella 92:18 93:6, 18</p> <p>Cappy 93:6</p> <p>captain 25:16 33:3,4 48:23 49:2 95:3 97:16 112:8 204:5 261:2</p> <p>captains 183:11</p>
--	---	--	--	--

capture 73:20	183:14 198:11 277:5, 10,12	circling 280:3	clip 110:25 130:21 250:15,20	commit 171:8 175:7 217:7
car 125:19 159:22 161:4,5 218:16,19,20 219:10 223:13,14,16	charges 99:20 195:8 197:13,23	circulating 208:3	close 108:22 111:6 171:5	committed 26:11 69:22 217:10,25
caravan 62:17	Charles 283:21	circumstances 47:7 51:7,15,17 53:4,8 56:25 57:11,14,20, 23,25 58:24 59:4 72:17 74:5 147:14 154:14 156:4 188:17 196:17 269:4 273:4 283:4	closed 16:22	committing 46:19 47:3 73:4,24 74:6 131:15,22 163:4 171:8
card 171:24	chat 43:16,22 45:4 81:21 92:6,10 104:11 187:17 192:4 200:23 211:5 215:18 253:6 263:10	cities 80:10	Closest 231:22	communicate 35:4, 11 88:9 125:15 141:8
career 25:20 175:16	chatter 62:21	city 9:13 19:16 26:9 32:10 37:3 61:19 76:15,21 77:8 78:12 80:12 81:11 120:17 129:8 143:19,21 175:17 192:15 194:10 202:17 245:14	Coalition 265:8	communicated 141:22
carrying 65:20 169:3 224:16 246:21 255:13	check 46:22 263:25	city-wide 22:11,14 23:22 24:2,8,23 25:4 79:18,20 123:20 203:3	COBRA 95:6,17 96:4,7,9,11,14,20,25 97:4	communication 219:22
cars 174:14 175:3 193:20	chief 7:13,17 14:21 15:11,12 16:14 19:25 22:8,15,16,24 30:16 34:14 37:20 39:6,7, 16,17,18,19,20,23,25 40:3,16,17 42:21 44:11 45:3 65:9 66:11 77:13,18 78:20 79:22 86:22 87:11 89:14 91:17,25 92:13 93:15,24 94:9,25 110:10 116:22 117:25 118:16,22 121:8 125:14 129:22 136:5 139:22 140:15, 20,23 142:18 143:10 181:24 185:15 187:22 191:3 196:9 198:9 200:5 203:5 204:2,12,20,24 211:15 221:22 222:4, 8,15,17 223:15 229:6 231:16,23 232:4,5, 11,18,23 234:14 239:4 240:9,24 250:23 251:11 253:17 254:4 263:19, 21 270:19 274:25 284:8 286:6	civil 9:21 32:25 33:4 84:22,25 85:4 86:18 87:12,17,23 88:20 100:8,20 102:4 165:5 190:2 262:25 267:13	code 197:25	communications 22:18 30:21
case 7:21 12:24 13:5, 9,10,11 52:4 58:6 71:18 72:2,4 98:20 114:19,23 166:7 171:23 196:22 283:22,23 284:13,14	cases 7:22 16:22,25 17:4 34:23 176:16 281:12 284:6,13 285:4	Civilian 9:18	coincide 202:20	communities 75:17
category 35:24	category 35:24	clarification 118:22	collar 149:6	community 217:8, 11,15,19 218:2
cattling 67:9,11,15, 17,22 68:3,13,17	caused 231:3	clarified 18:11 266:3	collect 13:3	compare 24:20 214:4
CCRB 16:18,20,25 17:4,12,14,25 18:9 21:14 117:21 118:7	CCRB 16:18,20,25 17:4,12,14,25 18:9 21:14 117:21 118:7	clarify 119:3	collected 13:2	Complaint 9:18
CCRBs 18:25 20:7 21:4	CCRBs 18:25 20:7 21:4	classify 173:16	command 22:21 23:21 24:12,18 31:4 33:21 34:19 35:20,21 36:24 37:2 49:11 52:5 53:4,9 141:9,21 153:23 155:14 182:16	complete 61:4
cell 12:12	cell 12:12	cleaner 178:13	commander 23:19, 23 24:2,14,24 25:23 26:6,12 31:3,9 33:13 39:4 48:21,25 49:3,9, 21 50:11,12,15,24 51:5,11,20,23 86:20 91:12,13,16,20,24 92:3 93:15 97:22 100:22 102:3 110:8 111:16 119:4 123:25 139:11,15 141:6,11 142:4,20 143:5,10,16 160:5 185:15 222:4, 8,9 261:10	completed 46:9 116:14 119:8 120:4
center 64:23,25 120:19,24 126:12,13 129:23 138:6 198:6	center 64:23,25 120:19,24 126:12,13 129:23 138:6 198:6	clear 20:9 57:15,21 91:5 105:3 133:10,22 179:12 191:6,14 220:20 229:16,17,18 249:21	commander's 91:10	comply 53:24 147:9, 14,16 148:17,20
chain 141:21 263:23	chain 141:21 263:23	clearing 133:14	commanders 50:10 86:19 189:6	completing 153:5
change 14:14 32:2 127:16 141:8	change 14:14 32:2 127:16 141:8	Clergy 265:7,12	commanding 12:2,4 25:17 28:21 30:13, 14,19,22 31:9,11,12 32:4 34:11,20 39:16, 19 97:16 134:14,19 205:3	comport 256:13
characterization 251:23	characterization 251:23	click 44:3,8	commands 14:12 22:18 23:12 155:11, 13 210:17	computer 13:18 107:9 187:25
characterize 145:14,21	characterize 145:14,21	clicking 44:5		computer-literate 13:25
charge 24:3 26:7 142:10,14,16 143:23	charge 24:3 26:7 142:10,14,16 143:23	client 21:12		concern 72:22 231:3
	circle 66:12,16,23,24	clients 170:15		concerned 206:10
				concluded 285:24
				conduct 47:13 193:5 220:4 224:21 266:25
				conferrable 87:10
				conferral 39:3
				conferred 151:11
				confers 284:23

Index: confidential...DEF-CCRB-00034919020

confidential 44:14	copy 286:19	create 114:18 119:7	260:10,13,17,19 261:21 262:22	day's 121:8,11
confines 200:16	corner 105:7	created 120:3		days 37:16 38:3,5,6, 11 118:5 122:12 126:4 172:10 173:2 183:7 202:12
confiscated 217:24	correct 9:14 14:22 19:13 22:11 30:18 34:21 38:14 45:16,17 47:17,18,23 48:14 50:13 57:24 58:13,14 67:4 69:19 71:16 82:14 83:5,8 86:24 93:10 95:4,13 101:20 103:12 107:24 120:11 128:4 132:13 135:19 138:13 142:23 144:7 152:11 167:24 176:7 181:20 185:20 195:3,17 199:12,13 205:24 212:9,22 215:4 218:7,10 227:8,9 232:21 233:5,7 243:18 253:25 261:9 266:11 268:4 269:23 277:14	creating 119:10 165:14 168:10 174:8	current 30:8	daytime 125:5
confluence 175:18	Corrections 210:7	credentialed 272:25	cursor 112:15 280:3	DCU 74:22 75:20 76:3 97:2,4,5,7,11, 14,18
Conforti 15:12	correctly 37:2 38:13 60:23 99:12 118:11 126:10 135:24 200:14 202:7 211:3	credentials 238:8,9	custody 69:19 70:8 153:24,25 154:2,11	de 7:21
connected 13:21	correspond 46:18	credible 10:8	cut 79:11 232:12	de-arresting 248:10
connection 12:9	costs 286:24	crime 30:17 47:12,25 171:9	cutters 104:4 169:4, 7,10,13,17	de-escalate 53:14, 20,23
consideration 74:8 110:4 244:6	coughing 255:5	criminal 9:24 75:17 209:22	cutting 103:25	de-escalating 248:17
considered 72:14 90:19 91:6 154:21 224:22	counsel 7:11 19:4 20:21,25 21:2,4 281:22 282:3,4 284:25 285:4,13	cross 227:15	D	de-escalation 52:2 54:3,5 248:20
consist 46:14	counter 264:13 265:3 267:23 268:2, 5,12,19,23 269:12 273:10	crossing 121:4	D'ADAMO 31:12 39:6,7 77:13,19 78:20 89:14 91:17,25 93:15,24 94:9,25 121:8 125:14 139:22 140:16,23 142:19 185:15 200:5 203:6 204:3 221:22 222:4,8 223:15 231:16 232:23 239:4 240:9, 24	deal 69:4
consistent 170:20 245:15	COVID 60:18,22 187:8	crowd 47:22 51:22 58:7,12,25 59:22 66:18,21,22,24,25 68:25 69:2,12 70:4, 19 71:15,18,23,25 72:3,18 73:3,8,9,10, 16,21,23,24 74:3,6, 15 88:21,23 90:9 109:19 113:15,16 119:13 124:18,22 128:12,18 165:25 166:12,13,16 167:8, 20 168:3,16 180:22 191:10 217:13 219:16 224:9,23 225:4,6 226:4,6,17 227:4,11,14,20 228:14 239:10,12,15 240:2 243:9 244:5 247:25	D'ADAMO's 232:12	dealing 175:15
consolidated 7:22 281:23 284:14	cover 49:14,15	crowds 72:11	D'ENTREMONT 15:11	death 15:24 77:3 80:2,6
construct 190:18	covered 17:24	crux 40:22	daily 201:14	decide 93:18 111:23 139:20 197:23,24
consult 40:20 91:15, 18 197:12	COVID-19 60:11	crystal 20:8	danger 59:24 71:19	decided 93:19,21,23 140:24 212:23
consulted 197:13	CPR 45:8	cuff 104:4	date 12:22 39:2 85:12 107:6,8 271:7,10	decision 91:9,10 109:24 110:6,7 116:18,21 180:3 182:4,8 207:6 240:25 269:7
consumed 285:12		cuffs 64:12 69:4 98:19 103:22,25 168:24 169:13 256:13,17,19 257:12	dated 54:10 61:10	decision-making 110:5
contact 286:16		curfew 186:10 202:8, 9 213:23 220:15 235:20 241:16 244:11,19 245:4,10, 16 248:6,11 249:3,17	dates 23:5 85:16	decisions 94:11
containment 63:5, 20,24 64:2			day 17:18,19,24 18:5, 8 30:12,23 32:11 37:14,22,25 38:8,25 40:13,15 41:5 90:23 94:25 97:22 102:10, 13 110:10,16 113:12 122:24 123:3 125:13, 16 126:8,15 128:17 135:22,24 140:13 183:4,6,19,23 184:16 185:11,17 202:8,9,15 216:21 231:4 259:20 267:24 268:19,23 270:17 271:6,8 273:2 281:16	decolonize/ displace 75:22
content 52:10,17 235:16 271:11				dedicated 13:24
continue 62:10 285:7,20				deem 143:22
continued 15:25 42:12				deemed 33:20 34:2 36:9 38:2
control 48:17				DEF-CCRB- 0003491902020044 02_VIDEO_ 202004402 253:3
conversation 40:9, 16,23				
conversations 92:2				
convey 85:3,19,22 195:18 207:7				
conveyed 87:7 89:3				
conveying 84:9 117:9				
cops 60:4 152:13 161:11				

DEF_CCRB_0034919 253:4	Department's 79:22	designees 48:21	differences 67:16	238:10,13
defendant 193:2,12, 21,23 198:17	department-issued 12:11	desktop 14:2	differentiate 96:8	discussions 28:22, 24 29:5,13 76:20 77:18 99:16 238:16 247:13 259:15
defendant's 282:4	department-related 12:14	detail 23:2,9 31:6 38:23 39:11 77:10,23 78:20,24 79:12,13 80:14 93:3 94:3 98:8, 13 121:21 127:3 142:16 184:18 185:13 189:22 191:24 204:8,11 210:21 212:8 276:7	difficult 174:25 175:5	dismissed 99:21
defendants 118:3,6 278:24	depending 33:25 36:7,8 48:5 64:7 154:14 156:3 166:13 183:19 184:18	detailed 212:3 275:23	direct 139:8 143:21, 24,25 210:21	disobedience 84:22,25 85:5 86:18 87:13,17,23 88:20 100:8,21 102:5 165:5 190:3 262:25 267:13
define 98:17	depends 50:21 171:4	detailing 77:15	directed 140:16	Disorder 48:17
definition 68:12 165:14	depicts 176:18	details 22:23,24 23:14,15 30:24,25 31:2,7 39:10,13 78:16 80:14 90:25 192:19,24 194:24 195:23 196:12	directing 228:4	disorderly 47:13 126:19,22 127:5 224:21 266:25
Delgado 261:2	deploy 30:15 31:6 61:21	determination 128:10 165:15 271:22	direction 42:4 57:19, 23 58:2,12 59:8 66:17 223:10 226:9 245:23 253:20	disparaging 36:17
delivery 286:12	deployed 39:2 77:22 95:21 96:20 133:24 182:25 206:19,20 276:25	determine 30:24 49:6 59:25 91:19,20, 22 122:9 131:24 132:11 135:18 150:13 164:15 167:19 184:10 194:5 213:2 235:3 258:2	directions 41:2,5 110:16 227:24 228:6	dispersal 52:21,24 249:21 272:19
Demo 211:23 212:11	deploying 81:4 96:23	determined 21:22 30:15 49:21 123:17 148:19	directly 22:15	disperse 47:19 58:7 70:16,19,22 71:19 136:8,11 137:3,12 146:14,22 147:2 150:4,6,12 166:7 191:10,15 193:22,23, 24 198:13 225:25 237:8,18 266:19 267:10 268:12 269:3, 4,22 270:8 272:15,18
demonstrating 132:5	deployment 61:24 94:16 95:6 96:24 121:19 135:22 205:8, 23	determines 48:18	discharging 193:6 199:5	disposition 16:21
demonstration 48:16,19 79:5 87:9 142:4 156:17 160:6 164:9 167:19 193:4 203:25 214:11 217:11,21 268:10 275:23	deposed 9:15 12:5 14:7	determining 34:4 128:12 131:25 184:21	Discipline 33:9	Distance 46:17
demonstrations 24:21,22 25:19 26:16 27:10,13,16,21 28:7 29:21 41:9 42:15 71:4 85:14 215:10 264:5 275:14	deposition 9:12 10:16 11:24 12:7,22 14:18 20:22 21:3 118:6 281:24 283:16 285:7,16 286:5,23,24	developing 42:12	discretion 50:9 100:14,18,20 101:19, 22 131:25 132:15,18	distinction 175:11
demonstrator 217:16	depositions 281:15 283:15 284:8,15	developments 253:22	discretionary 15:2	distinguish 59:17, 20 174:21 175:20
demonstrators 46:17 47:2 49:23 62:19 63:13,14 64:8 119:25 126:18 156:12 162:11 176:4 205:10 214:4,5,6,7 217:5	deputy 14:21 15:11 16:14 39:17 89:17 93:17,24 95:2 112:5 122:3 134:12 183:12 204:9 270:18	device 46:17 107:18	discuss 62:6 75:14 77:21 121:7,19 235:22 243:3,5 260:22	district 99:17 197:16 278:13,16
demoted 134:22	Dequatro 42:19	devices 217:22 218:23	discussed 19:25 21:11 28:8 29:22 41:7 52:10,18 56:23 62:25 71:14 75:12,23 76:3 78:19 121:15 122:5 132:6 206:23 207:11 213:13 219:12 235:15,16,19 246:11	division 122:20 213:4
denied 285:8	Dermot 216:20	dictate 50:16 53:11 223:10	discussing 40:23 52:21 56:17 92:17 115:20 121:11 136:6 181:11 216:22	document 28:17,19 45:7,10,18 50:18,21 54:12 80:24 81:21 82:8,11 84:15,18,19 92:6 95:20 96:22 191:16 192:5,13,21 200:22 201:8 211:5, 13 214:17,18,23 215:17,25 263:9 264:4 265:25 276:17, 18,20 277:8,15
Dennis 42:19	describe 37:12 66:9, 13 67:12 82:6 97:22 118:11 148:8 230:4 231:17	difference 30:2 68:9 176:4	discussion 10:12 16:9 17:3 21:8 22:3 45:12 55:14 63:2 71:14 78:21 104:17 111:15,16 117:12,17 129:15 156:5 170:22 207:24 208:4,21,24 209:3,25 210:4,10 213:23 216:18 226:3	
department 9:13 30:17 31:7 34:14 39:20 40:17 45:9 55:7 61:16,20 62:20 123:17 143:20,21 190:25 192:16 265:21	describing 50:6			
	designee 86:21,22 100:22			

documented 171:21,23 258:22	167:1 168:1 169:1 170:1 171:1 172:1 173:1 174:1 175:1 176:1 177:1,24 178:1 179:1,13 180:1 181:1 182:1 183:1 184:1 185:1,16,21 186:1 187:1,17 188:1 189:1 190:1 191:1 192:1,5 193:1,2 194:1 195:1 196:1,4 197:1 198:1, 9 199:1 200:1,22 201:1 202:1 203:1 204:1 205:1 206:1 207:1 208:1 209:1 210:1 211:1,6 212:1 213:1 214:1 215:1,18 216:1,2 217:1 218:1 219:1 220:1 221:1 222:1 223:1 224:1 225:1 226:1 227:1 228:1,25 229:1 230:1 231:1 232:1 233:1 234:1 235:1 236:1 237:1 238:1 239:1 240:1 241:1 242:1 243:1 244:1 245:1 246:1 247:1 248:1 249:1 250:1 251:1 252:1,14 253:1 254:1 255:1 256:1 257:1 258:1 259:1 260:1 261:1 262:1 263:1,11 264:1,5 265:1 266:1 267:1 268:1 269:1 270:1 271:1 272:1 273:1,13 274:1 275:1 276:1 277:1 278:1,24 279:1 280:1 281:1 282:1 283:1 284:1,8 285:1 286:1	dressed 37:23 drive 13:23 14:4 159:11 161:7 162:6, 13,14 163:13,21 167:6 168:16 169:25 driver 89:12 159:20, 23 160:21,22,25 221:23 222:15 Duane 194:13 due 20:24 128:6 duly 7:9 dusk 159:16 duties 22:13 30:11 31:21,25 32:15 41:15 94:14 123:24 172:6,7 duty 187:12	egress 58:5 71:17, 22,23 164:12 240:17 elaborate 42:3 elements 52:24 Elido 92:18 else's 107:10 email 35:6 80:20 81:3 82:5,12,15,24 83:10 86:4,6,9,11,14 92:18, 24 93:12 96:10 188:2,6,9,18 189:3 190:15,18,25 211:15, 17,22 213:10 260:6 263:19,23,24 264:3 266:4 emails 11:5 30:22 78:11,14 260:10,13 263:21,22 emergency 62:22 encapsulate 22:2 encircle 66:18,20 220:7 encircled 69:12,14 70:20 encirclement 66:7, 9,15 67:5,12,15,18 68:7,14,20 70:3,6,14, 15 246:5,6,12 encompass 66:8 encounter 161:20 191:9 end 17:10 99:15 126:11 180:14,15 181:22 182:3 281:16 ending 201:7 264:10 ends 82:11 92:20 188:4 enforcement 151:12 188:19 189:11,14 245:16 265:13 engage 29:16 98:18 161:3 engaged 81:5 193:4 engaging 193:3 enhanced 123:15	ensure 30:17 64:17 65:5 entails 68:14 enter 117:23 175:8 entering 275:10 entire 168:4 169:15 206:9 210:15 entirety 135:17 148:22 280:9,19 entry 46:11 envelope 64:16 equipment 61:23 186:20,22 231:7 escalate 90:13,14,17 escalates 90:20 escapes 36:21 escorting 124:17,21 162:10 essential 236:11 238:11,14 259:16 ESU 36:22 evasive 70:9 evening 176:20 199:21 event 179:22 194:18 265:15,17 events 77:3 80:9 175:18 230:16 283:6 eventually 98:11 everybody's 56:9 127:20 272:20 evidence 218:6 exact 23:5 219:21 276:20 EXAMINATION 7:11 examples 62:7 75:18 excessive 102:17 168:21 267:20 excessively 103:22 168:25 exchanged 216:14
Dowling 7:1,8,13,15, 17 8:1 9:1 10:1 11:1 12:1 13:1 14:1 15:1 16:1 17:1 18:1 19:1, 25 20:1 21:1 22:1,8 23:1 24:1 25:1 26:1 27:1 28:1 29:1 30:1 31:1 32:1 33:1 34:1 35:1 36:1 37:1 38:1 39:1 40:1 41:1 42:1 43:1,14 44:1 45:1,4 46:1 47:1 48:1 49:1 50:1,19 51:1 52:1 53:1 54:1 55:1 56:1 57:1 58:1 59:1 60:1 61:1 62:1 63:1 64:1 65:1 66:1,11 67:1 68:1 69:1 70:1 71:1 72:1 73:1 74:1 75:1 76:1 77:1 78:1 79:1 80:1 81:1,22 82:1,9 83:1 84:1 85:1 86:1 87:1 88:1 89:1 90:1 91:1 92:1,17 93:1,16 94:1 95:1 96:1 97:1 98:1 99:1 100:1 101:1 102:1 103:1 104:1 105:1 106:1 107:1 108:1 109:1 110:1 111:1 112:1 113:1 114:1 115:1 116:1 117:1,25 118:1 119:1 120:1 121:1 122:1 123:1 124:1 125:1 126:1 127:1 128:1 129:1 130:1 131:1 132:1 133:1 134:1 135:1 136:1 137:1 138:1 139:1 140:1 141:1 142:1,19 143:1 144:1,12 145:1 146:1 147:1 148:1 149:1 150:1 151:1 152:1 153:1 154:1 155:1 156:1 157:1 158:1 159:1 160:1 161:1 162:1 163:1 164:1 165:1 166:1	DOWLING-DEP-008 61:9 DOWLING-DEP-009 46:5 60:10 DOWLING-DEP-010 54:8 download 44:2 downloads 44:9 downtown 64:24 dozens 60:4	E E-N-T-R-E-M-O-N-T 15:15 ear 8:3 earlier 185:12 early 15:25 37:11,16 181:23 182:3 East 98:7 159:11 163:14,21 164:18 167:7 168:16 170:2 easy 238:21 Economic 27:13 educational 14:9 Edward 42:22 effect 26:12,13 56:13 64:6 69:10 74:8 85:17 100:24 101:4 102:9 114:18 140:21 195:10 214:2 effected 126:15,17 137:11 261:14 effecting 63:17 87:23 135:10,13,15 152:14 242:14 243:9 effective 142:24 143:3	E E-N-T-R-E-M-O-N-T 15:15 ear 8:3 earlier 185:12 early 15:25 37:11,16 181:23 182:3 East 98:7 159:11 163:14,21 164:18 167:7 168:16 170:2 easy 238:21 Economic 27:13 educational 14:9 Edward 42:22 effect 26:12,13 56:13 64:6 69:10 74:8 85:17 100:24 101:4 102:9 114:18 140:21 195:10 214:2 effected 126:15,17 137:11 261:14 effecting 63:17 87:23 135:10,13,15 152:14 242:14 243:9 effective 142:24 143:3	

excuse 17:19 54:23 125:18 151:6 168:13 213:19 executed 216:23 217:3 220:11,21 executive 24:12 27:8 28:12 30:6 32:5,7 48:20,22 49:12 50:14 61:10 78:8 83:21 84:23 86:7 93:17 94:7,12,15 102:8 110:3 112:12,18 128:14 139:18 141:12,16 143:19 184:15 203:24 236:9, 16 executives 42:7,17 48:8 50:10 61:14,15, 19 80:21 82:19 85:9 97:24 98:5 112:17 121:12 125:6,10 159:25 182:20 183:11 189:4,24 191:13 270:16 278:2 exempt 259:23 260:2 exemption 259:19 260:13 exemptions 260:10, 20 exercise 54:24 101:18 exercises 42:13 54:22 55:2,21 57:5 63:10 exercising 101:22 exhibit 43:13,14,19, 22 45:4,20 80:21 81:22,23 82:9 92:7, 17 95:5 104:15 128:25 129:2,19 135:4 144:12,16 145:20 177:2,3,4,8, 10,12,24 178:3,20 179:14,17 180:18 185:12,21 187:18,19 188:2 192:6,7,14 196:4,5,6 200:22,24 211:6,7,14 215:18,19 216:2 228:25 229:3 252:14,15 263:11,12 264:5 273:14,15	276:10,12 278:8,25 279:2 Exhibits 180:13 exigent 51:7,14,17 53:3,8 56:25 57:11, 14,20,23,25 59:4 188:16 exit 237:8 exited 126:11 exiting 162:6 exonerated 19:21 expect 61:20 84:4 147:8,13 expectations 206:12,17 expected 23:10 38:24 172:25 205:9, 23 224:3,7 experience 25:11, 15,21 26:2,3 27:12 29:25 41:19,25 42:3 175:12,15,20,25 experiences 43:4 explain 44:8 79:2 141:12 164:24 196:20 198:10 277:20 explicit 236:24 explicitly 237:8 extend 285:15 extensive 86:10 283:5 extent 78:17 118:9 extract 58:6 71:18 168:9,15 eyesight 223:3,5 <hr/> <div style="text-align: center;">F</div> <hr/> face 187:8,12 232:6, 20,23 facing 253:20 fact 23:13 41:4 136:23 284:5	faction 228:17 facts 170:19 284:5 failed 148:17,20 189:25 272:14 fair 16:23 34:23,24 40:25 43:9 60:8 100:13,17 130:18 140:25 141:2 223:2 251:23 252:9,11 267:4 fairly 22:2 familiar 107:16 214:22,25 215:2,7 229:20 fashion 251:6 fast 29:11 favor 265:20 FDR 159:11 160:10, 13 161:7,19 162:6, 10,13,14 163:13,21 164:16 167:6 168:16 169:25 fear 72:7,8 February 282:3 fee 118:4 feel 25:11 247:4,10 feet 103:3 fell 165:13 felonies 99:10 100:23 101:5 102:8 felony 100:4 190:4 195:9 felt 85:21 female 113:8 217:13 fewer 201:22 202:15 216:18 field 24:3,15 25:23 32:8 33:16,19 55:2,5, 20 56:16,18 61:9,20 62:3,13 65:10 93:16 94:6,12,15,20,23 95:7,9 96:25 97:17 123:15 181:17 182:5, 19,21 187:6 188:19, 22 189:2,4,7,24	191:13 261:10 276:21,25 277:6,11, 13,17 fighting 70:13 figure 84:16 105:25 files 12:20 13:4,9 118:7 fill 98:25 filter 87:24 filtered 23:11 31:5 finally 8:18 find 10:8 87:12 178:13 fine 8:5 106:8 185:4 Finest 260:12,14,16 fingers 256:15 finish 8:10 38:12 finished 174:18 fire 175:3 firearm 208:14 217:13,15 219:16 fireworks 193:6 199:5 fists 103:3 five-minute 44:22 flailing 154:22 flawlessly 216:23 217:4 220:11,22 flex 98:19 103:22,25 104:3 168:24 169:4, 7,10,12,17 256:13, 17,19 257:12 flipped 230:10 flowing 266:24 Floyd 15:22 16:7,10 24:25 25:7,13 30:3 32:3 35:9,14 37:4,9, 17 40:4 52:3 71:4 76:16,22 77:3 80:3,6 83:6 122:24 123:5,21 138:13,18 144:3 169:15 175:14 186:4, 8 209:16 210:16	231:9 267:7 269:6,8 Floyd's 15:24 flying 180:15 Foley 81:17 120:18, 23 125:2,4 126:7,11 127:10 133:15 134:3 135:22 136:7 folks 104:21 244:12 follow 41:2,4 134:5 228:8 foot 67:4 94:23 98:10 119:2,21 124:15 162:9 223:12,21,25 force 24:15 25:24 26:15 55:24 56:8,11, 12,13 59:10,13 61:9 69:9 72:15 93:17 94:6,12,15,21,23 95:7,9 96:25 97:17 102:17 103:7,10 120:3,4 168:21 187:6 188:19 189:2,4,24 191:13 261:10 267:21 276:21 forces 24:3 61:20 62:3,13 123:16 135:22 181:18 182:5, 19,22 188:22 189:7 217:18 276:21,25 277:6,11,13,17 Fordham 208:24 form 66:24 72:4 217:22 246:9 251:6 formal 29:13 formation 66:22 109:18,20 fortunate 42:17 Forum 27:13 forward 18:12 179:23 180:4 181:12 263:9 found 76:17 77:16 209:4 frame 84:13 112:11 213:19 234:8 free 69:14 133:16,18 240:10,12 244:8
--	---	---	--	---

frequency 62:20	75:18 102:9 116:11	241:5,6,11 253:25	90:23 99:7 111:18	helicopter 250:19
frequent 31:17	146:13,22 150:11	268:25 269:3,10,14	112:4 119:18 123:2	251:25 252:8,9
frequently 31:14	155:10 156:11 191:6	274:5	150:3 183:19 194:5	helicopters 251:12,
Frick 283:20	226:9 236:20,22	groups 26:8,10	197:6 198:8 267:8	22
front 152:15 205:15,	256:20 257:14	72:19 76:2 140:18	happening 61:22	helmet 230:8,12,15,
21 206:2 233:3,22	259:21,25 267:9	175:8 269:9	91:16 115:8 123:20	20,21,25 231:8,11,19
237:14 244:21	268:11	Guerrieri 97:4	143:5 175:11	helpful 25:12 242:20
frozen 272:23	giving 191:12,14	guess 16:15 23:4	hard 50:2	helps 54:4
FTP 75:7,12,16,19	227:24 228:6,10	54:19 90:21,22 91:3	Harry 232:4	Henry 283:21
211:23 212:11 215:7,	250:24	242:5 274:4	hat 112:25	hierarchy 94:24
11	go-between 22:20	guide 103:11 174:17	hazard 119:10	high 30:17 116:16
functionality 50:3	goal 135:7 236:17	guided 42:10	head 8:16 43:7 86:12	higher 34:9 116:12,
functions 31:23	good 90:24 95:15,16	guidelines 188:19	102:20 120:22	20 143:11 272:5
	191:17 194:8 235:21	189:11,14	140:20 147:15	highest 141:7
	gotcha 177:17	guy 44:17	232:11,12	Highway 19:17
	Gouverneur 159:11	guys 242:8 286:7	heads 66:15	20:10,14 21:16
	160:10 162:9 163:13,		healthcare 259:19	Hillery 93:17 95:2
G	21 164:17 167:7	H	hear 8:2 101:24	134:12 270:18
Gallitelli 203:23	168:16 170:2	half 10:22 31:18	102:19,23 103:2,6,	hiring 33:6
garb 234:15	governmental 198:3	218:22	16,21 104:3 105:9,	histories 76:2
Garden 277:2	248:9	halfway 264:8	14,19,20 106:14,18	history 14:9 45:16
gasoline 217:22	grab 26:19	Hall 81:12 194:10	108:14 110:22 113:6,	75:15
gather 182:17	grabbed 26:20	halted 266:13	11 115:24 129:9,13	Hold 104:14 129:6
gave 53:21 54:24	148:14 155:4	hammers 217:22	145:2 146:25 148:24	259:9 263:18
198:12 206:17	graph 201:13,19	218:24	149:5 150:25 152:22,	holding 233:3
244:15 261:20	202:20	hand 66:14	25 153:7,10 155:12,	honest 67:24 84:14
269:24 273:9	grappling 258:18	handcuffs 98:19,22	13 157:14,19 158:4,	186:17 238:17
general 281:20 283:2	grave 174:9,11	154:2,11 243:17	23 163:12 164:3,6	hope 84:24
General's 281:21	great 42:7 46:3 92:16	handle 42:11	168:20,23 181:6,9	hoped 84:6 283:24
generally 15:23 35:4	105:8 106:22 151:22	handling 25:22 27:6	216:5 219:2,4	hoping 84:8
121:18	232:17 282:7 286:9	42:5	225:20,24 235:12	horses 58:3
geographical 36:24	green 86:16 87:16	hands 150:16	238:20,25 242:8	hot 28:14,25 29:5,16
George 15:22,24	88:3,5,7,19 190:2,3	153:15,16,18 154:24	246:15 250:17,20	hour 250:22
16:7,10 24:24 25:7,	191:3	155:3,6,11,16 240:6	251:11 253:14 255:5,	hours 10:20,21,22
13 30:3 32:3 35:9,14	ground 151:5	241:25 254:15	7,24 258:5 261:19	107:20 220:15
37:4,9,16 40:4 52:3	152:16,18 153:21	handsome 115:17	262:2,6,11,19 267:9,	236:11 251:7
71:4 76:16,22 77:3	154:17,25 155:15	happen 55:5,21 71:3	20 268:11 270:23	Hub 200:15 203:20,
80:2,6 83:6 122:24	166:25 256:25 257:4,	78:25 113:20 122:24	278:22	21 221:9,10 222:12
123:5,21 138:13,18	13	125:12 136:23	heard 67:8,11 68:6	huge 284:4
144:2 169:15 175:14	grounds 166:11	154:13 198:10	113:8,9,16 147:7	Hughes 39:16 86:23
186:4,8 209:16	group 24:4,15 27:9	247:18	150:4,6 151:3 156:5,	110:10 116:23
210:15 231:9 267:7	58:5 59:5 66:18	happened 16:13	7 209:15 218:13	143:10 191:3 270:19
269:6,8	75:12 76:5 101:8	19:22 24:25 70:18,21	251:20 255:16	
Gerard 7:8,15	115:23 131:7 134:15,	71:8 73:25 76:5 83:6	hectic 126:2,6	
give 9:6 35:22 38:23	19 135:6 167:5		heed 53:6 220:18	
53:2,4,9,14,16,17	168:4,12 193:19		heeded 220:23	
59:8 61:18 66:14	208:13 217:5 228:8		held 10:12 21:8 45:12	
			104:17 117:12	
			129:15 170:22	

hundred 193:3	21 50:10,11,12,24 51:4,11,19,21,23 52:5 53:11,15 64:7 70:17 86:20,24 91:9, 11,13,15,20,24 92:3 93:15 97:21 100:22 102:3 110:8 111:15 116:13 117:6 119:4,6 120:2 123:24,25 126:20 127:8 141:6, 10 142:4,20 143:4,8, 16 144:9 157:24 160:5 170:16 173:15 182:16 185:15 208:5 222:4,7,9	103:17 166:18 217:23 239:12,15	84:1 85:1 86:1 87:1 88:1,2 89:1,17 90:1 91:1 92:1 93:1,16,17, 24 94:1 95:1,2 96:1 97:1 98:1 99:1 100:1 101:1 102:1 103:1 104:1 105:1 106:1 107:1 108:1 109:1 110:1 111:1 112:1,5 113:1 114:1 115:1 116:1 117:1 118:1 119:1 120:1 121:1 122:1,3 123:1 124:1 125:1 126:1 127:1 128:1 129:1 130:1 131:1 132:1 133:1 134:1,12 135:1 136:1 137:1 138:1 139:1 140:1 141:1 142:1,19 143:1 144:1 145:1 146:1 147:1 148:1 149:1 150:1 151:1 152:1 153:1 154:1 155:1 156:1 157:1 158:1 159:1 160:1 161:1 162:1 163:1 164:1 165:1 166:1 167:1 168:1 169:1 170:1 171:1 172:1 173:1 174:1 175:1 176:1 177:1 178:1 179:1 180:1 181:1 182:1 183:1 184:1 185:1,16 186:1 187:1 188:1 189:1 190:1 191:1 192:1,25 193:1 194:1 195:1 196:1 197:1 198:1 199:1 200:1 201:1 202:1 203:1,23 204:1,9 205:1 206:1 207:1 208:1 209:1 210:1 211:1 212:1 213:1 214:1 215:1 216:1,8 217:1 218:1 219:1 220:1 221:1 222:1 223:1 224:1 225:1 226:1 227:1 228:1 229:1 230:1 231:1 232:1 233:1 234:1 235:1 236:1 237:1 238:1 239:1 240:1 241:1 242:1 243:1 244:1 245:1 246:1 247:1 248:1 249:1 250:1 251:1 252:1	253:1 254:1 255:1 256:1 257:1 258:1 259:1 260:1 261:1 262:1 263:1 264:1 265:1 266:1 267:1 268:1 269:1 270:1,18 271:1 272:1 273:1 274:1 275:1 276:1 277:1 278:1 279:1 280:1 281:1 282:1 283:1 284:1 285:1 286:1
hurt 103:17				
hybrid 94:20 96:25 97:17				
I				
IAB 19:6,9				
ID 45:21,23				
idea 29:7 147:6				
Ideally 65:16				
identification 43:20 81:24 92:8 104:16 129:3 144:17 177:9, 11,13 187:20 192:8 196:7 200:25 211:8 215:20 229:4 252:16 263:13 273:16 276:13 279:3	incidents 17:24 18:10,18 20:3,6,13 21:14 24:17 32:10 33:11,17 34:6 52:6 117:20 118:3,8 139:7 171:17 208:22 258:21 282:8,13	infallible 43:11 inform 147:21 196:16 241:23 informal 28:11 29:13 205:14,18,20,23 information 45:9 59:3 87:6,22 89:3 93:11,18 201:15,16, 25 202:5,14,22 203:6,13 217:6 218:20,21 219:2,5,19 260:19 270:10 informed 69:15 83:24 87:16 143:12 153:20 192:25 194:25 243:16 248:14 269:21 infractions 26:11 initiation 25:8 injured 103:18 113:12 121:23 122:14 258:17 injuries 113:16 injurious 170:16 injury 59:24,25 71:20 122:4,5 171:21 inside 65:2 134:3 inspector 7:1,8 8:1 9:1 10:1 11:1 12:1 13:1 14:1 15:1 16:1 17:1 18:1 19:1 20:1 21:1 22:1 23:1 24:1 25:1 26:1 27:1 28:1 29:1 30:1,6 31:1 32:1 33:1 34:1 35:1 36:1 37:1 38:1 39:1 40:1 41:1 42:1 43:1 44:1 45:1 46:1 47:1 48:1 49:1 50:1,18 51:1 52:1 53:1 54:1 55:1 56:1 57:1 58:1 59:1 60:1 61:1 62:1 63:1 64:1 65:1 66:1 67:1 68:1 69:1 70:1 71:1 72:1 73:1 74:1 75:1 76:1 77:1 78:1 79:1 80:1 81:1 82:1 83:1	inspectors 183:12 instance 137:10 166:15 instances 10:7 54:6 71:15 99:4 170:12 182:25 187:14 instigating 168:10 instruct 64:11 101:21 132:17 165:23 182:20 185:25 189:13,24 199:14 259:18 instructed 42:10 58:22 59:16 64:5 74:7,11 183:8 186:5 188:10 189:17,18 190:22 228:7 277:25 instructing 21:12 133:7 185:24 188:13 190:7,8 277:16 instruction 191:6,14 236:24 256:20 262:2, 6 instructions 38:24 39:4 117:9 183:13 186:9,19 187:2,7 191:12 205:9 225:20 251:13 259:21,25 261:20 instructs 8:22 instruments 103:7 intelligence 78:2,6, 9,12,15 80:8 172:25 200:8 207:24 219:23 intend 285:22 intended 83:13 285:21	
identified 265:16 266:8	include 60:3 139:17			
identifies 93:14 264:23	included 96:25 202:25 237:13 260:19			
identify 234:18 235:6 265:8 279:25	including 56:2,20 90:3 95:15 135:5 189:7 284:2			
Iglesias 15:12	incredible 284:4			
image 273:24	incredibly 170:17			
impact 271:20	independent 120:9 122:11 137:2 138:15 139:3 163:17 165:4 173:9 179:25 183:25 191:18 193:13,25 197:5,10 198:15,19 202:19 212:7 243:15 252:7 276:3 280:8,21 281:3			
implement 123:18	independently 235:20			
implying 84:16,17	indiscriminately 56:25 57:10,14,16, 17,19 166:24			
importance 86:8	individual 74:15 130:12 148:14 194:15			
important 8:8 85:18, 21 86:3,4 190:17 191:4	individuals 42:10 58:25 59:6 72:11			
improve 37:22				
incendiary 217:21 218:23				
inception 98:8				
incident 18:7,15,19 19:14,16 20:15 21:18 23:19,21,23 24:2,14, 23 25:23 26:12 33:13,20,22,25 36:8 43:8 47:8,10,15 48:21,25 49:3,9,10,				

intent 245:2	issue 7:22 58:16	justify 166:17	174:10,12,17 176:2 190:4 197:25 265:12 266:22	letting 226:4
intentionally 152:20	issued 136:12 163:12 166:4,8	<hr/> K <hr/>		level 33:23 34:22 35:17,24 36:5,10,11, 12,13,14,15,16,19, 20,22,25 37:5,7 48:18 94:12 183:10 271:25
intently 242:15	issues 13:13 22:18, 20 30:20 35:5	Kathleen 222:17	lawful 53:24	
intents 96:18	issuing 136:7 137:3, 11 249:20	Keel 39:18	laws 157:8 272:21	
interact 94:7	itch 8:3	keeping 184:20 286:5	lawsuit 12:9,12,15, 18	
interest 20:23	item 84:20	Kennedy 161:2	lawyer 10:15 11:20	lieutenant 27:19 33:4 49:10 88:3 95:18 183:9
interfere 114:20	<hr/> J <hr/>	kill 83:17	learn 42:7,9,17 43:5 49:18 77:7 79:5,23 122:16 199:24 200:4	lieutenants 38:23 87:24 90:4 94:17,19 95:10,12 141:19 183:15 212:5,19
Internal 9:18 19:20	James 39:18	killing 83:8,14,15	learned 43:9 50:4 62:12 76:14 282:2,14	life 56:10,14 69:7
interrupt 8:9,12	Jericho 265:11 266:2,16 267:10,13, 16,18,21 271:18	kind 13:3 29:12 197:18 201:25 203:6, 13 210:14 232:12 233:3 266:5	learning 42:5,12	light 86:16 87:17 88:3,5,7,19 89:9 159:15 180:21 190:2, 3 191:3 213:18
interrupted 18:6	job 35:5 56:9 69:6 72:24 95:15 175:12 282:8 284:4	kinds 174:23 210:23	leave 69:14 141:3 235:24 236:8,13,18, 21,23,24 237:3,4,5 240:10,11,12,22 244:8 249:21	
interrupting 24:6	jobs 32:11 282:18	Kips 275:14	leaving 142:19 143:11 240:13	
intervene 104:6	John 31:12 161:2	knees 103:3	led 43:5 64:12	limited 145:19,24
interview 15:17 16:6,11,13,23 17:7, 23 19:12,13 181:25	join 282:25 283:22 285:2,14	knew 205:4	left 37:14 55:8 133:15 223:23 226:7,11,14, 23 237:17 249:4,5,8, 11 250:22 281:5,9,17	lined 246:8
interviewed 9:17 15:7,10 16:20 17:14, 15 18:8,24 19:6,9	joining 284:9	knowing 184:21	legal 101:10 149:12 151:2,3,9,10,11,20, 25 152:6,9 156:6,11, 16,20,25 197:9 198:7 234:14 235:4,7 259:23 261:16 262:7, 8,12	linking 65:25
interviews 17:12 18:15,17 118:8	Jonathan 282:24	knowledge 34:8,10, 16 41:20 42:14 99:5 110:12 113:13 114:22 115:2 134:20, 22 164:14 203:5,12 214:9 260:9 268:22	legality 156:14	list 211:18
investigation 19:19, 21	judge 10:7	<hr/> L <hr/>	legally 9:2	listed 264:11
investigations 16:18 18:22 19:7 21:15 117:21	July 61:10 138:25 264:6,11 270:24 271:8 272:10 273:10 275:3,14 278:10 280:15	labeled 192:5,14	Lehr 39:25 203:23 205:9,13 207:6 216:8,10,15 224:4 241:3,10 261:19	listen 95:25
investigators 17:16, 17 18:2,9	jumping 268:8	lack 25:6 276:19	less-than-lethal 26:14,17 55:23 56:8, 11 59:9,13 72:16	literally 66:23
involved 15:16 17:9 23:25 27:25 36:21 72:25 75:19 120:13 124:17 180:3 182:8 215:11 272:20 281:12	June 11:10,15 18:18, 19,20 19:16 20:2,9, 13 21:15 37:11,15 117:19 181:23 182:3 188:3 191:21,22 197:20 199:20,22,25 200:2,3,20 201:20, 22,23 202:5,6,7,8,12 203:21 211:20 216:6, 22 247:14 259:14 260:23 281:7 285:21	laid 217:17 231:2	Lehr's 206:12	Lives 22:23 23:2,7,20 24:21 25:3 29:21 75:25 264:12 265:3
involvement 27:16 283:5	Justice 209:22	lane 109:2,3	letter 282:3	local 64:23
involving 13:11 27:13 76:8	justified 151:12,14 167:8	large 41:8 62:18 91:2 100:14 128:18 140:18 194:11 214:10 248:4		located 97:23 121:20 208:9,10
Iraq 27:17		large-scale 32:9 42:11 220:4		location 36:2,20 37:25 51:25 78:4 96:23 128:7 130:2 133:8 164:17 170:2 182:17 187:4 189:21 193:3 196:14 200:14 240:17 276:22
irrationally 74:16		larger 33:17 214:7		locations 30:18 125:19 183:17,21 185:17
Island 181:19 182:6, 12 183:3,5 185:23 186:6,8,21 189:19,20 191:13 210:20,24 277:23,24		Launch 184:7		locked 240:18
		Laurie 170:24		long 106:2 130:9 138:19 147:13,16
		law 100:3,23 132:3,7, 9,13 147:17 165:14		

Index: long-range..minutes

183:5 206:7 272:24 long-range 46:16 longer 106:7 looked 152:14 looted 175:17 looters 176:4 looting 40:14 173:21 174:7,23 175:15,21 202:6,12 208:21,24 lot 101:16 123:2 142:25 153:12 204:23,25 250:24 251:2 loud 252:5,6 love 226:9 LRAD 46:12,23,25 47:17 48:7,15 49:6 50:4,19,25 51:10,18 52:10,14 128:3,5,8, 10,12 136:19 147:5 163:7 233:6,7 235:10,19 239:17,25 242:21 244:16 245:3 267:17 268:18 LRADS 51:25 lunch 117:14	make 8:11 17:21 20:22 24:18 26:11 32:21 40:7,21 86:4 87:12 94:11 98:14,15 100:20 102:14 110:6 111:24,25 128:7 141:15 168:4 175:10 186:23 187:5 207:6 220:18,23 226:16 239:8 269:7 271:22 273:10 282:23 makes 168:7 175:5 227:14 making 8:19 40:24 69:2 73:12 88:6 100:6 126:8 165:21, 24 187:2 210:2 259:15,22 man 115:17 254:15 maneuver 66:7,10 70:2 Manhattan 25:16 35:23,25 36:5 39:17, 18 40:12 42:9 137:24 172:22 173:21 176:9 188:20,21,23 189:10 269:10 270:22 Manhattan-to- brooklyn 138:12 manner 66:12 72:6 186:25 MAPC 198:5 210:8 march 16:15,17,24 68:19 69:20 118:2,6, 17 223:4 226:4 264:24 265:2,11,12 266:2,9,17,19,21 267:10,13,16,18,21 269:13,19 271:8,16, 18,19,20,21 march's 271:11 marched 132:21 222:25 269:9 marchers 267:10 marching 26:8 253:24 marijuana 101:7,10 Marilyn 198:18	mark 110:23 116:7 133:5 135:3 146:21 158:22 243:23 marked 43:19 45:4 46:4 54:8 81:22,23 82:8 92:7,17 104:15 129:2,18 144:13,16 177:8,10,12,24 178:20 179:13,17 187:19 192:7 196:6 200:22,24 211:6,7,13 215:18,19 216:2 229:2,3 252:13,15 263:11,12 264:4,10 273:15 276:10,12 278:7 279:2 Marquez 281:19,20 mask 134:11 148:2 152:8 187:12 232:6, 18,20,24 234:23 masks 60:12,18,21, 24 187:8 250:20 mass 63:2,5,9,15,18, 20 64:6,25 69:2 196:25 198:5 210:5, 6,11 material 171:3 materials 13:8 50:6 matter 22:23 23:2,7, 20 24:21 25:3 29:21 66:18 75:25 100:12 217:16 264:12 265:3 matters 20:21 Mayor's 236:9,16 Mcgeown 89:17 93:25 112:5 122:3 204:9 meals 183:16 meaning 15:4 52:17 meaningful 171:5 means 68:4 94:22 219:21 meant 28:16,17 50:20 83:10 85:3 measures 240:2 media 67:13,16,21, 23 68:5,6,11,15	82:25 83:16,20 238:14 260:2 270:24 272:18 273:7 medical 74:21 171:10,13 172:3 medics 262:14 meet 10:15 284:23 meeting 17:18 28:15 29:15 200:14 204:7, 11,13,21 205:6,13, 14,17,18 206:9 207:12,19,22,25 208:6,12,13,15,18, 20,22,25 209:19,23 210:18 213:13,16 216:14,16 219:7,9,12 226:3 235:8 meetings 29:17 203:18 204:23 210:15,23 member 9:13 28:12 70:19 87:14 89:4 187:11 217:15 223:9 238:6 255:14 273:2 members 23:10 24:17 32:18 33:9,21, 24 48:10,13 59:3,11, 16 61:23 88:10 91:21 97:2,14 102:16 103:9 113:17 141:9 142:13 143:17 164:11 185:25 186:5 189:9 203:24 206:23 207:10 212:2,21 216:8 222:11 238:14 259:18,22 260:2 273:8 274:6 memorable 205:2,5 memory 36:25 83:4, 8 99:11 103:11 120:7 126:10,21 128:4 194:9 200:14 201:10 202:7,21 211:2 mention 189:25 260:14 mentioned 17:12 26:2 28:19 29:9 31:8 33:15 35:16 38:11, 15,25 39:5 40:3 42:18 55:20 78:19	86:15 124:10 125:2 160:21 162:15 185:24 208:19,20,22 209:3 225:6 226:6 244:18 message 47:6 62:22 79:24 80:7 83:12 85:18 235:10,15,16, 23 236:18,25 237:2,7 243:6 245:3 271:11, 20 messages 47:7 52:10,17 260:12,15, 16 method 68:14 methods 243:8 Michael 284:16 microphone 252:2 middle 65:23 224:11, 14,18 245:25 246:2 Midtown 20:11,16 21:18 40:12 144:8 191:21 Midtown/times 140:4 Milbrook 253:22 mile 218:22 military 262:24 Miller 95:3 97:16 112:8 204:5 mind 67:16 71:11 76:12 84:13 112:2 237:6 253:6 263:25 minds 237:4 minimal 56:12 Minneapolis 77:4 minute 107:2 110:19, 23 129:6 135:3 150:22 151:18,24 157:18 158:3,21,23 176:14 259:9 minutes 106:5 113:24 116:7 185:3 206:8 243:19 247:23 249:24,25 250:16,17 254:21 259:7 274:12
--	---	---	--	--

<p>279:18 281:5,8,17</p> <p>mischief 75:17</p> <p>misdemeanor 100:3 165:2 190:4 195:9</p> <p>misdemeanors 99:10,13 100:23 101:6 102:7,11,14</p> <p>missed 17:6 122:12</p> <p>missing 35:24,25</p> <p>mistaken 61:16 134:2 174:13 180:21 196:15 204:17 205:15 244:18</p> <p>mistakes 43:10</p> <p>misunderstood 97:12</p> <p>MK9 255:2</p> <p>mobile 62:18 93:16 94:6,11,14,20 95:7,9 97:17 120:24 181:17 182:5,18 188:18,22 189:2,4,6 191:13 261:10</p> <p>mobilization 33:23 35:18,19 42:13 54:22,24 55:20 56:19 57:5 62:13 63:10</p> <p>mobilizations 56:17</p> <p>mobilizing 216:18</p> <p>Molly 7:20 232:9 250:21 252:25 273:18</p> <p>moment 10:11 21:7 133:23 142:14</p> <p>Monahan 39:20 40:3,16 181:24 204:20,24 254:4</p> <p>monitor 61:22</p> <p>monitored 26:8</p> <p>month 54:23</p> <p>monthly 54:23</p> <p>Moore 282:23,24 283:13,17</p> <p>morning 11:21 38:6,</p>	<p>7 96:7</p> <p>Morris 221:13,21 222:21</p> <p>Motthaven 199:21, 25 203:19 212:2 216:22 260:23 261:3, 17 283:24,25 285:6</p> <p>mouth 77:9,11 142:18,20 143:14 200:7</p> <p>move 47:2 60:5 98:10 103:14,18 111:2,3,4,5,13 113:15 117:5 120:12 137:16,18 152:19 159:6 172:5 180:4 183:17 221:17 239:7 242:9 253:13 254:10, 13 259:6 263:9 274:4,11 279:5</p> <p>moved 98:12 179:23 181:12 221:16</p> <p>movement 66:16 111:12</p> <p>movements 70:9</p> <p>moving 26:9 110:15, 16 115:4 126:6 222:24</p> <p>Mullane 211:16 263:19,21</p> <p>multiple 58:4 125:10 142:5 162:2,3 166:17,22,23 193:21</p> <p>murder 76:15,21</p> <p>Music 194:10</p> <p>must-arrest 245:11</p> <hr/> <p style="text-align: center;">N</p> <hr/> <p>names 42:16 43:2 276:21</p> <p>nature 47:4 121:24</p> <p>necessarily 70:5 88:23 127:19 136:14, 17 166:6 168:6,8 193:17 195:15 197:14 198:2 277:18</p>	<p>needed 22:21 242:18 285:10</p> <p>negative 43:4</p> <p>neighborhoods 120:17</p> <p>network 13:21,24</p> <p>newsworthy 80:9</p> <p>nice 238:20</p> <p>night 37:22 120:24 140:12 168:11 173:5, 20 174:13 176:7 198:13 199:17 214:5, 8 218:2 245:14 246:22 247:5 255:20 258:14</p> <p>nights 125:25</p> <p>nods 8:16</p> <p>non-duplicative 285:5</p> <p>non-peaceful 63:13 70:3</p> <p>non-roadway 162:23</p> <p>non-srg 141:22</p> <p>non-violent 74:9</p> <p>noninjurious 72:6</p> <p>noon 84:3</p> <p>normal 17:17 32:6 41:15 286:12</p> <p>north 39:19 126:11 127:10 160:10</p> <p>northbound 126:12</p> <p>notation 107:4 265:13,14</p> <p>note 66:10 185:19 282:11,16 283:17,19 284:8,15 285:17,20</p> <p>noted 282:2 285:25</p> <p>notes 13:3 188:9 207:19,21</p> <p>notice 146:22 162:10</p> <p>notified 80:14 127:13</p>	<p>noting 93:19,22</p> <p>number 31:16,19 52:16 54:11 82:12 84:20 92:20 112:17 135:4,15 188:4 201:7 203:2 212:10,24 213:12 214:4,6,10 229:2 230:18,20 231:12 264:10 276:22 281:11,12</p> <p>numbers 46:18,21 47:6 128:19</p> <p>numerous 194:15 244:16 267:8</p> <p>NYC 265:3</p> <p>NYPD 14:10 28:13 45:15 60:21 71:17 89:24 115:22 123:12 131:7 149:12 151:10, 20 156:25 164:11 171:14 197:8 203:13 207:10 212:21 234:14 235:4,7 271:3</p> <p>NYPD's 27:6</p> <hr/> <p style="text-align: center;">O</p> <hr/> <p>O'REILLY 222:17</p> <p>oath 7:10 9:2,20,23 18:24</p> <p>object 168:4 248:2 282:20 286:4</p> <p>objected 21:20</p> <p>objection 51:12 58:17 63:22 67:19 80:18 85:23 98:2 109:21 121:16 123:7 124:19 131:16 136:15 141:23 145:22 147:23 156:22 166:19 167:9, 22 169:8 170:7 172:11 173:11,17,25 175:22 180:6 181:13 194:6 203:8 204:14 206:14 218:11 219:24 220:25 233:17,23 236:4 242:23 245:17 249:13 251:14 258:6</p>	<p>259:3 262:15 270:2 271:13 272:3,12 275:24 280:16,22 282:12,16 283:17 284:9,15 285:18</p> <p>objections 8:19 283:2,22 285:3 286:2</p> <p>objective 133:13</p> <p>objects 127:6 161:19,22,25 164:23 165:13 168:14 174:14</p> <p>obligation 286:25</p> <p>observable 229:17</p> <p>observe 102:16 131:14,21 162:19,22 163:3 180:12,22 181:4 193:8,11 195:15 219:15 266:15 268:5</p> <p>observed 240:20 268:8</p> <p>observer 151:2,4 152:2,6,9 156:6</p> <p>observers 156:16, 20,25 259:23 261:16 262:7,8,12</p> <p>observing 195:9 225:13</p> <p>obstructing 198:3 248:9</p> <p>OC 26:22 55:17 56:2, 21,24 57:2,9,13,22 58:2,24 59:14,21 60:2 71:14,24 72:4,9, 14,18,20 74:9,17 102:24 163:20,23,25 164:4,13 166:12,17 167:4,7,20 246:15, 17,18,19,21 247:3,14 255:4,7,10,19</p> <p>occasions 199:16</p> <p>Occupy 25:19 26:3, 15,20 27:3,4 29:17</p> <p>occur 80:11 206:7</p> <p>occurred 7:24 77:3 78:17 174:3 183:21 195:20</p>
---	--	---	---	---

occurring 33:22 40:15 47:13,15,25 80:9 217:9 272:16 October 14:21 46:12 52:15 271:2 offense 52:16 267:14 office 13:4,8 79:22 93:7,9 99:17 197:16 281:22 officer 12:2,4 25:18 27:8 28:21 30:7,13, 14,22 31:9,11,12 32:4,5,7 34:11,20 39:16,19 41:15 45:11 48:18 64:17,20 65:7 69:13 70:7,13 71:19 72:7 73:2 78:8 83:21 93:5 98:16,24 99:3,6 104:6 111:5,13,23 112:22 114:21 115:13 131:6 134:14, 19 139:18 143:11 165:3 172:2,4 194:25 195:9,15,19,21,24 196:2,17,20,24 205:3 231:22 240:14 270:14 officer's 231:12 officers 26:7 30:19 32:16,17 36:23 42:4 58:16,23 62:16,18 66:17,21 67:2,3,4 68:19 70:25 73:14 74:7,12 75:17 83:5,9, 14,16,17 87:25 88:4 89:24 90:3,10 91:2, 22 94:19 95:10,13,18 97:25 98:6 102:19,23 103:2,6,21 108:22 109:3,4,6,11,14,24 111:2 114:12 115:3 117:2,5 118:25 119:9,11,21,22 120:2 121:23,24 127:6 128:19 130:20 132:22 135:5,8,12,15 144:2 152:13 153:22 157:21 159:3 160:16 162:10 165:19,23 168:21,24 177:23 178:2 179:20,23 180:4 181:12 182:18 183:16 186:24 187:6	188:10,13 189:18,19 190:8,21 191:2 196:20 197:2 209:14 212:5 214:3,11 216:18 225:12 226:25 227:3,19,25 228:5,7,13 233:22 237:13,16,19 240:4 241:12 243:24 244:19,20 245:6,21 246:4,7 247:14 250:7,11 252:3 253:23 256:12 272:8 officials 34:9 Omniform 192:16 once-in-a-career 175:17 ongoing 37:24 online 192:18 198:21 open 16:18 44:3 82:3 92:13 187:22 192:10 196:9,10 200:11 201:3,4 211:10,11,12 215:22,23,24 263:15, 16,17 276:11,15,16 286:2,5 opening 263:18 opens 44:9 operating 189:9 operational 256:17 operations 22:10, 11,14 23:22 24:2,8, 23 25:5 31:3,5 61:10 79:8,10,13,15,17,19, 21 93:6,8,9 122:20, 22 200:6 213:2,4 opinion 42:7 220:22 243:4 opportunity 236:20, 23 237:3 285:8 order 51:24 53:24 70:16 99:23 100:15, 18 136:11 137:11 144:5 146:8,13 147:2,10 148:24 150:4,6,11,15 158:23 166:7 195:4,12 210:11 220:8 225:3 236:9,16 240:25	249:21 261:19 262:11 272:19 273:9 ordered 111:20 112:6,8 117:24 119:4,5,24 195:5,8 241:3 249:21 261:11 266:19 269:2,3 274:21 275:2 280:14 orderly 224:19,22 orders 136:7 137:3 193:22,24 198:13 225:24 251:20 organizations 75:3, 4 76:7,8 original 71:22 254:2 originally 191:2 outcome 18:21 19:18 outgoing 182:20 outlook 184:8,10,20 outlying 91:3 overcome 72:21 overhead 188:11,13, 16 190:8,22 250:19 251:25 oversee 24:5 94:16 overview 61:18 <hr/> P <hr/> p.m. 82:13 92:19 96:12 107:23,25 108:4 188:3 202:8,9 211:19 213:19 220:16 236:11,16 261:24,25 pads 256:15 pages 13:15 214:16 painful 170:17 pair 256:17 pallets 208:10 209:4 pants 230:6 231:18 paper 13:3	papers 13:7 paperwork 13:14 65:6 99:2 102:6 146:12 170:3 parade 79:5 parades 22:24 28:20 parent 31:4 park 95:21 116:13,15 119:6,11 277:4 parse 101:11,12 part 15:7 16:10 24:22 27:2,10,20 31:20 32:15 41:7 61:2 63:16 65:10 80:15 97:11,13 108:17 134:17 166:2 174:7 218:20 221:4 232:10 245:14 246:10 248:4 253:25 254:2 278:22 partial 246:6 participant 267:18 participants 214:12, 13 267:12,21 participate 28:6 182:11,14 225:16 parties 117:23 parts 208:9 221:6 286:3 passerby 171:16 passing 193:20 passive 154:19 past 117:5 197:7 227:11 patch 115:21 patrol 23:21 30:16 31:2 33:24 39:17 49:9 50:12,15,24 51:4,11,19 52:5 79:4 84:23 86:18,20 88:25 90:2 91:12,19 92:2 94:23 100:21 101:25 102:2,8 110:8 112:25 128:9,13 139:10,14 142:7 143:6 188:20, 21,23 189:10 212:12, 25 250:10	pay 118:3 Payne 7:11,21 285:23,24 PBBS 212:12 PBMS 188:19 PD 265:15,17 PDF 54:12 peaceably 132:4 peaceful 63:12 64:8 65:11,17,18,20,22,25 66:3 68:25 69:2,8,20 72:6 74:19 84:5,6,10 85:4 101:8 145:16, 21,25 262:25 peak 201:20 pedestrian 128:6 penal 100:3,23 165:13 174:10,11,17 176:2 190:4 197:25 266:21 pending 254:17 people 25:6,9 26:20 29:6 33:15 34:25 39:3 46:25 53:5 58:13 59:21 62:22 66:8,19 69:4 74:2,9 90:24 97:18 98:21 102:20 103:3,11,12 114:20 119:10 132:4, 7 133:7 134:5 136:19,20 141:22 142:10,25 147:9,13 150:8,10 165:14 166:23 167:5,8,21 168:15 169:24 170:10 174:8,13,21 175:7 194:11,15 198:11 199:4 203:16 234:9 236:8,13,18 237:5,7 240:19 242:16,21 244:21 246:8 248:8,12 249:2 250:18 251:20 252:3 267:4,15 271:3,7 272:24 282:12 pepper 170:10,21 171:6,17 172:2 pepper-sprayed 170:6,15
--	--	---	---	---

Index: perceived..present

perceived 80:7	8,12 242:18 260:2 270:24 272:18	235:11 237:7 239:19 243:19 250:12 267:17 278:6,7	98:5 109:3,4,6 114:21 115:6 120:2 127:17 130:19 135:4 137:19 143:20,21 152:13 153:24 154:2, 11 157:21 160:16 161:24 165:3,4,19 174:14 176:18 183:15 192:15 194:16 209:13 215:3 217:16,18 223:8 225:12 246:4 265:20	20,23
percent 48:12 81:16 207:17 213:21 220:13 275:19	pertains 202:16,17	played 50:7,17 51:18 105:11 106:16 108:13 110:20 113:4, 22 114:10 115:11 116:4 129:11,20 130:25 133:2 134:7 144:18 145:12 146:19 148:11 149:3, 8,20 150:23 152:3 153:3 158:9,19 163:8 177:21 178:7,21 179:6 229:12 234:5, 11,20,25 235:13 236:25 237:2 238:18, 23 241:18 242:6 243:20 247:21 250:4, 13 253:12,15 254:11, 19 255:22 256:6 257:9,17,21 274:13, 23 279:7,19	pot 101:16	
perform 22:17 31:23	peruses 84:19 192:21		potentially 20:22 21:24	
period 27:21 37:11 39:9 138:17,23 139:4,21 148:18 181:3 202:24 225:14, 21 227:25	pharmacy 194:14		Power 265:12	
permission 50:23 51:4,10,19 102:9	phone 12:12 88:15 125:17,20,21 126:2		Powerpoints 13:16	
permit 127:10 264:24 265:4,9 266:2 268:3	physical 28:17,19 59:24 70:9 72:8 83:7		practices 28:23 62:25 156:24	
permitted 127:13,17, 21 284:6	physically 23:17 81:14,19 88:8 97:23 172:15 265:22		pray 171:17	
perpetrator 152:15	picked 187:6 252:2		Prayer 265:12	
person 35:6 64:10, 11 65:7,8 69:13 70:7, 8,13 73:16,23 74:6 78:22 88:21,22,23 89:2 93:4 101:7,9,15 112:20 115:16,21 132:8 134:10 146:12, 13 147:21 148:19 149:6,13 151:5,19 152:7,10 153:14 154:12,15,23 155:2, 5,13 156:6 157:21 158:25 166:25 168:3, 9,12 171:5 194:21 195:5,22 198:4,6 208:13 217:14 231:20 234:13 238:4 242:8 263:5 280:3 286:23	picture 64:19 151:19 178:11 238:4		pre-meet 203:23 216:6	
person's 86:12 147:15	pictures 209:7 272:11 273:3	player 233:6	pre-meeting 213:24 235:17 238:11	
personal 13:4 14:18 15:19 17:8 56:10,14 69:7 99:5 157:3 231:6	place 17:23 19:17 20:10,15 21:17 64:12 78:21 109:24 118:6 120:18 123:5 178:13 213:17 226:19 233:12 241:7 243:17 245:23 261:7 285:6	playing 48:19 49:11 70:16 105:17 147:5 153:8 235:10 236:18 243:5 245:4 248:19, 22,23 250:3	precinct 25:18 28:21 35:23 36:2 42:9 64:24 65:4 200:16 203:22 204:13 205:7, 22 206:2 209:5,6,23 210:22 213:13,24 216:14,16 219:8,13 231:3 235:8 246:11	
personally 58:22 74:11 83:23 109:17 137:4 193:8,11 282:5	places 125:15 174:9 189:7 280:6	Plaza 7:16 64:25 65:2,4 79:9,18	precincts 30:15 210:15	
personnel 23:10 30:15 31:6 45:15 70:11 79:11,12 94:3, 18 97:5,6 121:19,21 182:15 205:8 213:6,	placing 98:21	PM 96:4,6,7,14 97:5	premarked 43:13,14 128:24 144:11 177:2 187:17 228:24	
	plaintiff 176:16 281:22 283:21,23	PO/DETECTIVES 212:19	preparation 10:23 11:3,7,17 229:23	
	plaintiffs 7:11,21 282:25 285:2,23	point 69:17 86:15 98:5 138:2 148:6 154:7 161:20 162:5 181:17 186:6 202:3 208:16 223:4,22,24 226:6,25 227:3 239:11 240:10,15 241:2,14,20 244:6,13 245:6 249:4,20 254:8,14 270:20	prepare 10:16	
	plan 77:19 209:25 216:5,7,9,10,11,23 217:3 220:4,7,10,13, 21 221:4,7 246:10	police 7:15 9:13 26:7 36:23 41:15 42:14 58:3 61:19 64:25 65:2,3 66:21 68:18 75:16 79:9,18 83:5,9, 14,15,16,17 87:25 88:4 90:19,22,24 91:2,21 93:5 95:13	prepared 65:6 229:19 258:23 260:6	
	planned 77:8		preparing 23:6	
	planning 33:11 80:5, 16 81:4 203:19 250:23 266:8		preprogrammed 46:24	
	play 49:6,14,16,18, 19,22,23 50:24,25 51:3,10,25 105:8 106:13 108:11 110:17 116:3 129:9 144:25 148:21 150:21 229:10		presence 34:2,8 90:20	
			present 19:4 23:17 24:13 25:7 31:10,11, 15,22 51:23 59:7,18 64:14 81:14,19 110:3 145:7 161:11 173:4 179:20 183:3 191:21 197:9 199:21 203:25 204:6,7,10,11 206:24,25 221:22	

<p>225:12 254:7 265:22 270:17,18,19 271:10 275:13 277:10 282:5</p> <p>preserving 56:14</p> <p>press 106:5 238:7,11 273:3</p> <p>pretty 87:11 104:10 116:16 194:8</p> <p>prevent 152:21</p> <p>prevented 152:20</p> <p>preventing 193:20 242:16,17</p> <p>previous 60:10 61:9 128:17 172:10</p> <p>previously 29:22 176:15 177:5 230:23</p> <p>primarily 88:11 98:7 125:19 160:23</p> <p>prior 25:12 30:2,8 53:21 62:4 76:19 118:5 121:7,11 137:11 147:5 150:3, 16 166:4 172:24 175:14 181:10 189:18 225:23 241:24 244:16 248:3 259:15,22 275:10</p> <p>prisoner 64:13</p> <p>private 21:4</p> <p>pro 265:15,17</p> <p>probability 235:18, 21</p> <p>probable 101:6</p> <p>problem 21:23</p> <p>procedures 123:4, 14,19</p> <p>proceeded 126:12 223:7</p> <p>proceeding 9:21,24 128:13</p> <p>process 20:24 69:3 122:23</p> <p>processing 64:23, 25 198:6</p>	<p>produce 118:7</p> <p>produced 83:19 118:10 129:8 176:15 177:5 278:23</p> <p>professional 80:23</p> <p>Profile 45:15</p> <p>promote 32:22</p> <p>promoted 134:20</p> <p>promotion 14:23 15:2,8 16:24 17:9</p> <p>Promotions 32:20</p> <p>proper 65:5</p> <p>proposed 199:25</p> <p>protect 56:9,10 60:18,21 69:7 72:24 85:15 127:19 175:8 183:18</p> <p>Protecting 135:12</p> <p>protection 120:3,4</p> <p>protective 60:11 72:5 231:7</p> <p>protest 15:23 16:7 26:2 27:19 30:3 39:11,13 50:7 52:3 62:4,8,18 68:19 69:8 75:2,19 76:18 77:2,8, 14,19 78:3,15 79:5, 24 80:7,11,16,17 81:5,8,11 84:7 85:15 87:15 88:9 89:7,10, 14,22 95:24 97:23 102:17 108:9 110:14 120:24 121:8,12 125:3 126:7,9,11 127:9,13 128:3 131:14,18,21 133:20, 24 135:23 136:5 138:13,18,23 139:4, 20,23,25 140:4,12, 17,24 141:4 142:14, 17 145:15,16,18 146:2 156:14 157:3 161:7,25 167:6 172:8 173:4,10 186:23 189:22 199:20,21,25 200:9,13 201:14 203:20 207:2,11 208:5 209:16,20 210:16 211:25</p>	<p>214:10 216:5,21 218:17,21 221:9,18 222:2,8,10,18,25 223:7,11,21,22 224:6,10,19 245:22 247:15 254:7 260:23 261:3 264:13 265:3, 6,23 266:6 267:8 268:10 272:15 278:10,14 283:24</p> <p>protester 56:21 65:14 154:6 171:15 240:13 244:23 256:24</p> <p>protesters 46:18 47:2 49:23 55:15 84:5,7,10 85:10 86:8 89:21 90:7,10 101:8 108:23 111:7,9 113:25 115:8 121:5 123:15 127:22 130:4, 15,20 131:15,22 132:21 133:15 134:3 156:12 160:19 161:14,23 162:2,5, 15,19,22 163:3,13 175:21 176:18 198:14 208:14 220:7, 15 221:16 225:21,24 233:10,15,16 237:14, 24 240:10,11,16,18, 22 241:24 242:15 243:12 251:11 252:6 266:15 267:23 268:2, 5,12,19,23 269:12 273:10</p> <p>protesting 80:2 140:19 174:22 175:4, 8</p> <p>protests 7:24 13:12 15:23 16:3,10 23:7,8, 16,20 24:25 25:3,4,7, 8,12,13,21 27:3,6 30:3 32:3 35:9,14 37:4,10,17,24 38:8 40:5 41:8,16,18,21 42:11 43:5 54:21 60:15 62:3,6,13 69:6 75:16 76:6,8,15,21 100:13,17 120:13 122:17,25 123:6,20, 21,24 124:11,12,14 125:10 126:5 137:19 138:9,11 139:9</p>	<p>143:15 144:3 169:16 172:16,25 175:14 183:24 186:4,8 187:12 191:21 209:17 210:25 231:6, 9 245:14 251:2 262:19 263:21 264:11 269:7,8 281:11 282:5</p> <p>Proud 76:10</p> <p>provide 12:8 183:13 186:9,19 187:2,7</p> <p>provided 209:7</p> <p>providing 53:18 54:4 286:18</p> <p>pull 115:25 116:9,12, 21 117:4,8 118:24 119:13,22 120:10 144:5</p> <p>pulled 120:4 217:21 218:22</p> <p>pulling 73:14 116:15</p> <p>purpose 41:8 63:5, 20 183:17 205:6</p> <p>purposes 21:3 96:18</p> <p>Purtell 22:16 42:24</p> <p>push 103:10 111:7 117:2</p> <p>pushed 111:8,9</p> <p>put 31:16,19 43:15 45:3 66:11 68:22 81:20 86:3 92:5 104:11 123:5 147:22 153:15,16,18 155:2, 5,11,16 182:18 184:6,7,12,17 191:19 192:3 196:3,4 199:18 200:21 215:15,17 240:5 253:5 254:15 256:23 263:10</p> <p>puts 154:23</p> <p>putting 69:4 98:19 150:16 241:25 256:13</p>	<hr/> <p style="text-align: center;">Q</p> <hr/> <p>question 8:10,23 35:21 36:3 45:11 48:3 52:12 56:15 73:19 75:10 82:7 97:10,13 126:16 127:25 133:12 137:15 151:13,15 154:5 157:25 170:25 173:20 184:14 251:17 254:17 257:8 282:13</p> <p>questioning 21:13</p> <p>questions 7:23 9:2 14:8 15:20 20:2 82:21 156:13 159:7 176:21 282:15,19 283:25 285:5,8</p> <p>quick 184:24 186:25</p> <p>quickly 32:15 71:13 111:19 183:17</p> <p>quote-unquote 222:3</p> <hr/> <p style="text-align: center;">R</p> <hr/> <p>radio 35:12 87:7,10 88:12 125:17,22,23 126:3 194:10 223:8 227:16 228:8,9,11,20 262:4,11 274:17</p> <p>radios 62:20,21</p> <p>raised 80:10</p> <p>ran 159:3 183:5 205:16</p> <p>Randall's 181:18 182:5,12 183:3,5 185:23 186:6,8,20 189:19,20 191:13 210:20,24 277:23,24</p> <p>rank 45:9 116:12,16, 20 141:7 272:6</p> <p>ranking 141:12,16 143:11</p> <p>reach 22:21</p> <p>react 90:10 109:20</p>
---	---	---	--	---

read 64:9 84:15,18 170:24 190:11 192:19 196:12 220:12,16,17,22 237:20 Reade 194:13 reading 86:7 reads 171:2 real 175:11 202:14 realize 257:7 reason 9:5 49:22 122:13 202:10 229:18 241:14 257:13 264:13 272:8 reasonable 147:11 281:13 283:6 reasons 202:11 285:13 recall 10:6,21 19:10, 14,23 23:16 24:19 26:5 27:18 28:9 29:18,23 30:4 34:10, 17 35:10 37:6,8 39:22 40:10,13 41:17 42:16,20 46:20 48:6, 11 49:19 50:8 52:8, 19,22,23 54:18,20,22 55:6,11,13,16,19 57:4 58:9 61:3,25 63:4,7 70:17 71:10 75:5,24 76:9 77:25 78:5,18 80:3 81:7 83:22 85:6,11 88:11, 13,18 89:8 90:23 98:13 99:7,19,22 100:11 101:23 102:4, 15 103:20 104:8 109:13 111:17 113:14,18,21 114:24 116:10,24 117:7 120:25 121:4,11 122:7 123:22 125:5, 8,13,25 126:19 127:15,22,24 128:2, 15 129:25 132:11,23 133:18 135:24 136:7, 9,24 137:5,21 138:3, 8,10,25 140:7,14 146:11,15 150:19 159:14 160:4 161:8, 10,12,14,21,25	162:3,16,17,25 163:5,7,10 164:5,7,8, 11 165:22 166:10 167:16,18 169:2,14, 19,24 172:13 173:3 175:13,16 179:22 180:9 186:11,12 187:9,10 188:6,7 190:6,10 191:12 194:9 197:4,8 198:18,23 199:4,16, 17 200:8,17 201:11, 17,18 204:12,16,18, 20,22 206:8,11,16,25 207:9,13,14,18 208:17,23 209:2,24 210:13 213:15,16 214:14 216:7,19 219:3,11,14,21 220:2,17 221:4,7,15, 19,24 222:14,16,22 223:19 224:5,6,8,17 226:5 227:13 228:2, 12 233:19 235:9,20 238:12,13 239:22,24 242:2 246:13 252:5 256:3,22 258:13,15 259:5,17,20,24 260:3,7,15,25 261:18 262:21 263:6,22 268:13,21 270:16 271:2 273:11 274:8, 20 275:15,23 278:9, 11,12,17 receive 23:9 47:5 48:3 78:11,14,24 122:18 172:24 201:15 260:10,13,16 263:20,24 received 41:12,14 50:23 63:8,14,17 74:25 87:22 92:24 171:10,12 201:15 211:17 218:20,21 219:18 receiving 41:18 188:6,7 200:8 263:22 recent 30:7 recess 44:24 106:9 117:14 136:2 185:5 259:11 recipient 171:6	recognize 108:6 112:11 115:16,19 129:22 131:4,6 134:10 145:5 149:10, 17 176:3 178:2,10, 12,16,25 179:10,16, 19 229:25 230:3 231:14,25 234:7,13 253:17 258:4,9 279:6,9,11 recollect 119:22 167:15 183:22 recollection 16:8,12 37:18 55:9 89:23 99:14 119:17,20 120:9 121:2,9,14 122:10,11 128:20 132:19 135:20 137:2, 6,7 138:5,15 139:4 140:11 160:18,20 161:17 163:18 173:9, 23 179:25 183:25 186:13 190:12 191:18 193:13 194:2, 17,20,23 197:6,11 198:16,20 199:8 202:19 205:11 209:18 212:8 215:14 216:4 220:14 228:3, 16 239:23 240:23 242:3 243:15 252:7 258:19,22 260:5 261:9 268:14 274:21 275:2,9 276:3,6,24 278:4 280:8,12,21 281:3 285:11 recommendations 32:21 record 7:14 10:10,13 21:7,9 45:13 66:10 104:18 115:18 117:13 129:16 170:23 179:12 253:8 282:16,24 283:18 recording 107:18 113:7 records 122:9 258:16 red 86:16 190:2 191:3 redirected 110:13 refer 15:23 54:16	185:9 referred 262:20 265:7 referring 16:4 38:16 39:6 46:22 48:22 82:16 118:21 185:19 204:2 214:21 216:10 244:2 258:25 refresh 55:8 120:7 126:21 137:6,7 186:13 199:8 228:3, 16 242:3 258:18,21 260:4 268:14 274:25 275:8 276:5,24 278:3 280:11 refreshed 285:11 refresher 54:9,16 55:4,12 refreshers 54:20 refreshes 201:10 274:21 refusal 20:19 117:19 refused 193:23 237:4 regard 208:2 regular 31:20 regularly 32:7 55:21 263:20 regulations 157:8 reinforce 190:24 191:2 related 7:24 12:12, 15,17,24 13:5,9,10, 11 18:15,17 19:7,14 20:2 21:14 52:23 55:11,17 60:21 76:21 78:2,11,14 118:7 187:8 188:18 197:24 200:9 260:10,13,16 relating 76:15 99:17 relation 260:23 relationship 52:16 54:3 62:2 94:5 relax 257:19 relay 141:13	relieves 96:9 relieving 96:20 remainder 256:5 remained 32:4,5 remaining 286:3 remember 18:19 40:8,22,23 60:23 86:16 89:8,13 102:6, 25 120:21 168:11,17 169:4 194:11 200:10 210:21 238:16 252:8 270:7 278:5 remind 80:22 134:13 reminding 85:8 remove 72:3,5,9 79:12 91:21 114:19 133:8 157:10 169:13 181:5 removed 91:3 114:23 repeat 9:11 13:6 52:12 100:16 rephrase 48:11 51:8 75:10 139:12 replay 149:7 report 28:4,11,18 45:16 96:11,14 171:22 192:17 201:5, 6 203:7 208:11 218:25 258:13,17,23 reported 34:23 35:2 72:15 122:7 171:18 203:2 reporter 8:7 118:4 153:7 171:2 286:10, 13 reporters 216:21 reports 28:7 102:19, 23 103:2,6,16,21 164:3,6,8,10 168:21, 24 172:25 208:7 217:12,17 218:7,8,9, 13 227:16 231:2 246:15 270:23 represent 7:20 43:15 68:17,18 107:14 129:7 144:12 167:4
---	--	--	--	--

<p>170:14 176:17 216:20 237:21 245:13 278:20</p> <p>representative 151:9,10</p> <p>represented 20:20</p> <p>request 36:5 48:21 49:10 50:23 77:10 104:3 122:18 128:9, 11 139:17 212:25 213:7 284:9</p> <p>requested 34:9 37:5 49:8 103:24 139:10, 14 169:12,16 171:3 189:10</p> <p>requesting 286:20</p> <p>requests 23:9 78:24 80:14 213:6,8</p> <p>require 117:25</p> <p>required 9:2</p> <p>requires 59:9</p> <p>reserve 281:6 285:20</p> <p>resist 47:22 155:16 242:22</p> <p>resistance 154:18, 19,21,23 263:2</p> <p>resisting 70:9,12 72:20 73:13 99:13 152:20 242:18 248:5, 10,15 257:15 263:4</p> <p>resolve 21:23</p> <p>resources 36:7 37:20 79:7 133:16, 19,24 134:5 143:22, 24 207:5,7</p> <p>respect 14:11 20:5,6 21:4 22:14 27:24 28:7 29:17,20 41:11, 16 52:9 58:23 81:5 88:20 94:6 101:21 117:18,19 123:24 124:7 132:17 156:20, 25 172:6,8 186:7,9 190:7 197:19,25 206:13 208:5 209:15 211:25 222:2 223:7 259:19 268:19</p>	<p>respond 32:9 33:25 36:19 37:25 41:8 65:3 123:5 128:18 161:6 172:15 183:16 187:4 212:3 214:11</p> <p>responded 210:21 277:21</p> <p>responding 25:13 27:12 52:4 123:19 125:19 277:23</p> <p>response 23:7 24:4, 15 25:23 27:5,8,25 33:11,21,24 35:17,25 36:5 78:20 80:5,16 115:22 131:7 134:15, 19 135:6,19 142:17 160:6 203:19,22 210:16 274:5</p> <p>responsibilities 22:13 30:6,11 124:4</p> <p>responsibility 171:25 182:21</p> <p>responsible 143:16 184:20</p> <p>rest 44:19</p> <p>result 27:3 113:17 164:9 245:5</p> <p>resume 15:18 17:8</p> <p>retaliation 83:2,3,5, 7,13</p> <p>return 22:6 39:2</p> <p>returning 139:7</p> <p>review 9:18 11:2,20 15:18 30:22 80:24 95:25 100:10 102:6 135:9 136:9 170:3 178:4 191:24 258:15</p> <p>reviewed 11:18 229:22</p> <p>reviewing 86:6 96:22 229:20</p> <p>rewind 255:6</p> <p>Ridge 211:23 212:9, 10,11,14</p> <p>rights 55:15 56:10 85:9 86:8 127:20</p>	<p>riot 173:16 174:7,15</p> <p>RNC 27:25</p> <p>road 160:9,11,12 161:17,18 162:5,24 164:18 208:25 267:2, 5</p> <p>roadway 162:11,12 193:20 266:16 267:3 268:6,7,9 270:17,20 275:10,11</p> <p>robbery 99:12</p> <p>Robinson 8:20 11:12 20:5,12,20 21:2,11 22:4 44:11, 16,23 51:12 58:17 63:22 67:19 80:18 85:23 92:11 98:2 104:24 105:15,21 106:2,8,20 107:11 108:14,18 109:21 117:17 118:13,15,21 121:16 123:7 124:19 131:16 136:15 141:23 144:15 145:22 147:23 156:22 157:5 166:19 167:9,22 169:8 170:7 172:11 173:11,17,25 175:22 176:23 177:7 180:6 181:13 184:24 185:3 194:6 203:8 204:14 206:14 218:11 219:24 220:25 232:9 233:17, 23 236:4 242:23 245:17 249:13 250:21 251:4,14 252:24 253:5,10 258:6 259:3 262:15 270:2 271:13 272:3, 12 273:17,21 275:24 278:21 280:16,22 281:8,14 282:20,22 283:9,14,19 284:12, 19,22 285:17 286:4, 13,18,22</p> <p>role 16:9 23:6,12 26:4 33:6 94:2 124:7 173:9 250:9 261:11</p> <p>roll 182:11 186:16</p> <p>roster 93:3 276:7</p>	<p>rosters 182:17</p> <p>roughly 10:6,21 196:14</p> <p>route 205:10 206:17 207:14,16 224:2,3,7 228:9,10,20 266:6</p> <p>Rule 286:21</p> <p>rules 7:18 8:7 157:7 188:24</p> <p>run 170:11 205:13</p> <p>running 66:5</p> <hr/> <p style="text-align: center;">S</p> <hr/> <p>safe 183:18</p> <p>safely 183:17</p> <p>safety 56:11,14 69:7 72:5,8,24 80:24 114:16 116:14 119:7, 8,10,25 231:7 242:19 272:20</p> <p>save 128:23</p> <p>scattered 245:24 246:2</p> <p>scene 49:12,20 50:10,11 58:7 72:9 73:20 88:5 91:16,17, 22,25 92:3 108:6 110:9 111:19 114:19 133:10,14 141:7,13 142:22,25 143:12 151:9 152:13 165:9 168:19,20,23 172:4 274:8</p> <p>scope 145:25 282:6</p> <p>scratch 13:3</p> <p>screaming 59:6,22 65:18 113:11 143:2 153:12 193:7,15,18 252:6</p> <p>screams 113:6</p> <p>screen 43:24 104:14, 23 106:23 113:9 129:5 134:11 144:20 176:22 192:12 229:7, 14 230:2 231:22 252:18 273:25</p>	<p>scroll 46:5 212:16 214:18</p> <p>scrolling 201:9 264:15</p> <p>search 12:23</p> <p>searched 12:11,14, 17 13:7 64:15</p> <p>seconds 108:20 110:23 113:24 133:5 146:25 147:8,18,19 148:9,13,19 149:22, 23 150:5,22 151:18, 25 157:18 158:3,8, 15,22,23 176:12,13, 14 178:9 250:17 254:22 279:18</p> <p>section 174:10,12 191:6 192:20,24 194:24 196:12</p> <p>sector 26:6</p> <p>send 46:23 79:11,15 80:14 83:13 253:7 278:19 286:25</p> <p>sends 247:24</p> <p>sense 53:23 98:18 210:19 226:16</p> <p>separate 17:18,19 95:6 282:13,17 284:13</p> <p>separately 89:19 284:7</p> <p>September 18:15 20:3,11,16 21:18 117:20 281:7 285:22</p> <p>sergeant 32:24 33:2 36:23 87:19 97:3 183:9 255:16</p> <p>sergeants 38:22 87:24 90:4 94:19 95:10,12,18 141:19 183:15 212:5,19</p> <p>series 176:11 283:6</p> <p>serve 202:7</p> <p>serves 36:25 83:4,8 99:11 103:12 126:10 128:4 200:14 211:2</p>
---	--	--	---	---

service 24:17 33:2,4 87:14 88:10 91:21 102:16 142:13 143:17 160:9,11,12 161:17,18 162:5,24 164:18 186:2,5 187:11 207:11 212:2, 21 223:9 services 23:21 51:4, 11 91:12,19 Serving 33:13 set 39:3 212:23 256:23 272:23 setting 175:3 seven-hour 284:7 shaded 264:19 265:7 shakes 8:16 share 104:13 129:5 144:9 150:20 176:22 187:16 252:18 263:9 273:19 278:19 shared 207:15 216:8 224:4 Sharepoint 14:3 sharing 116:8 She'll 286:16 Shea 216:20 sheet 185:13,19 190:10,11 191:24 192:18 212:4,8 276:7 shields 234:9 shirt 112:12,18 115:22 131:7 151:19 230:6 231:19 253:23 shoes 230:7 231:18 Shoot 158:13 short 44:24 84:18 104:10 106:9 136:2 150:2 181:3 185:5 259:11 shoulder 122:15 show 61:24 104:9 107:20 130:8 176:11 184:15 211:4 228:22 252:12 275:22 276:9	showed 61:22 118:24 119:20 185:12 showing 284:2 285:11 shown 11:8 shows 201:20 264:8 side 19:17 20:10,14 21:16 55:8 66:22 109:4 115:9 142:8 143:6 162:23 241:7 270:21,22 275:12 sidewalk 103:13,15, 19 109:25 114:6,13 115:4 130:5,16 147:18 162:23 181:2 240:17 267:3 sidewalks 136:21 Sierra 285:2 sign 22:17 30:21 signal 66:14 signs 65:20 127:23 144:22 224:16 simple 36:17 simply 24:7 284:5 single 73:16,23 74:6 122:24 123:3 132:8 196:23 sit 158:3 site 141:22 143:7,10 sites 120:25 121:2 situation 41:2 48:5 53:20 56:21 59:9 60:3,7 66:4 73:7 90:13,15,18,20 101:9 114:21 154:16 164:12 171:22 201:6 203:7 210:6,12 240:22 247:6,8 248:18 situations 53:15 59:17,20 63:15 70:23 74:10 size 123:16 skip 105:13 199:19 249:25	skipping 128:23 Slip 159:11 162:9 163:13,21 164:17 167:7 168:16 170:2 smoking 101:7,16 social 82:25 83:16, 20 solidified 42:14 somebody's 119:25 sort 30:11 44:9 47:6 48:4 63:17 66:11 69:3 97:22 112:15 135:21 142:24 194:14 202:14,20 sound 68:7,19 105:10,19,20 106:14, 18 108:15,16 110:18, 22 129:10,13 145:2 148:16 182:2 245:15 252:22 253:14 274:3 Sounds 149:22 source 200:11 south 25:16 35:23 39:17,18 42:9 137:24 176:19 188:20,21,23 189:10 212:13 Sow 282:25 space 111:6,25 span 135:18 spanned 138:11 speak 11:23 12:6 22:19 30:19 37:20 38:15 39:8,14,15 40:4 90:2 141:10,11 196:19 197:2,15 198:4,6 203:15 244:23 278:15 speaking 39:5 113:9 239:3 special 31:5 35:24 72:17 79:14 122:20 123:4,14 213:4 specific 18:7 21:14 23:16 34:25 40:15 43:8 47:9,24 51:24 52:15,24 76:5,6,7 79:6 80:6 85:16	88:21,22 89:2 120:25 121:21 123:18 124:14 127:3,8 139:7,12 142:14 143:7 195:25 208:4 259:20 specifically 23:18 29:23 41:11 52:7,21 54:19 70:12 72:10 75:24 76:25 77:16 85:11 87:8 116:10 139:8,19 166:14 169:20 186:4,7 190:6 199:17 213:5 231:4 235:24 267:16 specifics 29:18 71:7, 9 speech 43:23 spell 15:14 Spiegel 284:16,17, 21,25 split 125:9 140:18 splitting 286:24 spoke 29:11 195:25 196:23 205:15 278:12 spoken 56:18 spray 26:22 55:17 56:2,21,24 57:2,10, 13,22 58:11,12,24 59:14,21 60:2 71:14, 24,25 72:4,9,14,18, 21 74:10,17 102:24 163:20,23,25 164:4, 13 166:12,17 167:5, 7,20 170:10,21 171:6 172:2 246:15,17,18, 19,21 247:3,14 255:4,8,10,19 sprayed 57:15,18,22 58:2 74:20 166:24,25 167:5 246:16 247:11, 17 spreadsheet 78:16 spring 7:25 squad 97:7,11 109:9 Square 76:18 81:9, 17,18 89:7 95:21,24	98:7,12 108:8,9 120:18 125:2,4 126:7,11 127:10 133:16 134:4 135:23 136:7 137:23 140:4 172:18,20 173:5,10 185:14 277:2,4 SRG 13:16 24:12,24 30:7 32:7,15,17,18, 20,22,24 33:7,9,11, 13,21,24 34:19 35:5, 20 36:2 38:18,21 41:11 42:13 46:11 48:10,13,20 49:2,3, 11,12 50:7,9,14 51:3, 9 52:4 54:9,16 58:16, 22 59:3,11 61:9,14, 23,24 73:2 74:7 78:8 79:16 80:14,22 81:4 82:18 83:21 86:7 87:14 89:3 90:2,6 93:9 97:18 103:9 112:22 122:22 123:9, 12,17,18,25 125:7 134:17,25 139:14,18 141:6,9,16 142:4 143:4,18 144:2 159:25 161:6 179:20 182:15 189:7,9,13 193:2 200:6 202:16, 21,23 203:24 205:10 206:13,23 216:8 222:9,11 227:24 228:4,7,18 238:20 239:5 240:9,24 247:14 255:14 259:18,21,25 262:19 275:23 276:8 277:13 SRG's 41:8 109:9 SRGS 36:19 staff 84:9 203:24 staffing 207:10 staged 221:12 stamp 107:20 252:25 273:18 stamps 176:24 standing 65:22 87:10,15 88:24 114:3 148:15 161:16,17,18 231:20 233:2,9 234:14 241:11
---	---	--	---	--

Index: stands..three-minute

<p>248:12</p> <p>stands 215:8</p> <p>stars 231:23</p> <p>start 48:19 49:11 56:5 87:23 88:6 148:25 158:8,15 165:21,24 181:21 192:4 250:3 254:18 281:24</p> <p>started 15:24 37:12 57:7 60:15 90:7 136:6 165:12 181:18 183:4 203:21 221:16 222:13</p> <p>starting 7:24 127:9 148:7 250:16</p> <p>starts 96:6,7</p> <p>state 7:13 281:21</p> <p>stated 285:14</p> <p>statement 15:19 17:8 216:25</p> <p>statements 20:23</p> <p>status 121:23</p> <p>stay 161:4</p> <p>stayed 240:18</p> <p>stays 161:5</p> <p>stead 94:11</p> <p>Steve 39:16 270:19</p> <p>stick 43:2</p> <p>stipulation 117:24</p> <p>stop 65:9 104:6 108:20 116:7 134:9 145:4 225:8 227:22 233:16 243:22 250:6 257:11</p> <p>stopped 110:13 146:21 158:21 178:9, 15 217:8 226:25 227:3,20 229:9 233:11,13 247:23 254:21 279:11</p> <p>stopping 248:3</p> <p>stops 116:6</p>	<p>store 193:5</p> <p>straight 109:17</p> <p>strategic 24:4,15 25:23 27:8 115:22 131:7 134:15,19 135:5 274:5</p> <p>street 21:17 23:14 25:19 26:3,15,20 27:3,4 29:17 47:2 51:23 65:23 88:24 98:6,12 103:13 114:3 126:12,13,14,19 127:2,5 129:23,24 130:7,9,13,14 132:21 144:22,23 147:4,8 148:15,16,23,25 149:22 153:6 154:7 157:10,11,14,21 158:5,24 159:3 160:13 176:6,7,19 179:23 180:4,25 181:5 194:12 197:21 206:5 221:12 223:24 224:3,12,14,19 225:10,13,17,21,24 226:7,14,15,22,23 227:10,12,20 233:11 236:10,15 253:20 261:7</p> <p>streets 103:19 225:8, 9 275:17</p> <p>strike 102:20 103:3 205:24</p> <p>strikes 188:11,14,16 190:8,22</p> <p>stripe 115:14</p> <p>structure 34:19</p> <p>struggling 256:18 257:12,14</p> <p>stuff 69:5 126:6</p> <p>subject 117:20 211:22 264:4</p> <p>subjects 53:5,10,19</p> <p>submitted 122:4,19</p> <p>submitting 17:7 258:13</p> <p>subordinate 23:11 24:12</p>	<p>substance 88:7 159:9 200:12</p> <p>success 218:3</p> <p>successfully 61:6,7 217:8</p> <p>suggest 34:11,14 102:10,13 115:3 190:17</p> <p>suggested 21:21</p> <p>sum 88:7 200:12</p> <p>summer 7:25 13:12 24:25 139:4</p> <p>superior 40:18,19 270:13</p> <p>superiors 38:16</p> <p>supervise 94:8</p> <p>supervising 143:17</p> <p>supervisor 59:12 64:13,14,16 65:3 111:17,19 143:20</p> <p>supervisors 38:3, 17,18,20,22 59:7,18 87:18 95:15 141:14, 18 182:21 183:9 185:24 186:9,20 189:17,19 190:7 277:17,25</p> <p>supervisory 59:19</p> <p>supposed 59:11,19 60:24 236:15,22 251:12</p> <p>surmising 198:9</p> <p>surprised 170:5</p> <p>surround 68:19</p> <p>sworn 7:9</p> <p>syllabus 13:17</p> <p>System 192:16</p> <p>Sánchez 255:17</p> <hr/> <p style="text-align: center;">T</p> <hr/> <p>TAC 28:15 29:10,15, 17 97:4</p>	<p>tactics 63:17 75:2,6, 12 76:2 248:10</p> <p>takes 147:13</p> <p>taking 8:8 118:6 224:7 238:4 272:11 273:3 286:22,23</p> <p>talk 25:25 30:5 37:10 208:3 215:9</p> <p>talked 32:13 68:24</p> <p>talking 27:23 28:12 29:4 101:13 142:21 185:23 215:3 219:19 244:12 264:19 274:17</p> <p>target 74:17</p> <p>targeted 74:17</p> <p>TARU 11:10,13 129:8 144:13 199:10 228:25 229:2</p> <p>tasked 214:11</p> <p>tasks 22:17</p> <p>taught 100:23 176:3 188:15</p> <p>tax 45:20,23</p> <p>teach 103:9</p> <p>team 95:6,17,21 96:4,7,11,14 285:23</p> <p>teams 96:9,25</p> <p>tech 44:12,17</p> <p>technique 52:2</p> <p>telephonically 35:6 125:17,20,21,22,23 219:21</p> <p>telling 257:23</p> <p>ten 10:3 118:5 170:4 206:8 249:25 250:16 281:16</p> <p>ten-minute 259:10</p> <p>tenets 56:16</p> <p>tensing 154:20</p> <p>term 15:22 25:6 29:9, 12 67:5,8,11,14 68:3, 12,13,18 215:7,9</p>	<p>276:19</p> <p>termed 263:3</p> <p>terminology 57:17, 18 67:22,23 68:11 276:20</p> <p>terms 95:14</p> <p>test 15:5 33:2</p> <p>testified 7:9 9:20,23 10:24 11:5,9 14:20, 25 17:13 22:8 28:3, 10 54:25 181:25 194:22 229:19</p> <p>testify 11:11 117:19 118:2</p> <p>testifying 156:24</p> <p>testimony 9:12 51:3, 9 53:18 54:4 57:6,9, 13 71:16,20 82:16 91:6 117:10,18 120:8 133:25 140:15 167:14 169:6,9 175:19 197:19 202:13 218:5 220:20 233:14 243:14 251:24</p> <p>text 88:16 125:24 126:2</p> <p>texts 12:15 35:7</p> <p>thereof 27:6</p> <p>thing 25:9 40:8 108:25 109:5</p> <p>things 31:10 37:22 42:5 47:3 78:12 121:24 127:2,5,6 128:16 162:16,20 189:25 190:24 193:9, 12 194:16</p> <p>thinking 27:22 126:16</p> <p>thirty-four 146:5</p> <p>Thomas 22:15 42:24</p> <p>thought 28:16,17 191:4 237:10</p> <p>threat-resistant 171:21</p> <p>three-minute 243:23</p>
---	---	---	--	---

Threw 199:2 throw 180:12 224:23 throwing 127:2,5,6 161:21,24 162:15,16, 18,20 165:13 168:12, 13 174:13 193:6 194:15 237:25 thrown 154:16 155:14 161:19 164:23 231:5 248:2 throws 168:3 thumb 258:18 tight 103:22 168:25 tightly 109:20 time 16:19 23:8,17,20 24:7,24 25:4,20 27:17,21 40:6,17 57:12 60:20 69:5 70:6 71:10 76:14 77:2 78:4 79:23 83:4, 22 84:3 85:7 87:4 88:16 89:6 96:21 98:5,14 103:24 107:15,20 110:5 114:23 116:17 122:13 125:3,9 127:12 128:7,15,24 132:20 136:20 137:14 138:16,17,19 140:3,7 142:11,15 147:9 148:2,3,22 153:25 159:10 161:20 163:8 166:5 175:11 181:3 183:5, 16 186:6 187:10 194:23 201:14 202:2, 4,6,14 206:21 209:8, 19 213:16,19 219:3,4 220:13 221:8 222:18 223:4,20,22,24 225:17,23 227:19 235:21 236:17 237:17,24 238:2 241:9 245:7,21 250:24 251:3 254:8 256:18 261:22 262:21 270:20 275:16 277:22 281:5, 6,13 282:10,17 283:3 284:10 285:12,20 times 9:19 10:2	17:14 22:22 54:23 58:15 60:24 70:24 71:3 80:23 85:16 125:18 142:5 143:9 144:4 154:12,24 155:10,21 160:23 169:22 170:9 172:20 183:11 184:17 188:11 190:9,11,23 231:4 237:2 244:16 267:8 timesheets 184:15 titled 201:5 today 7:23 8:20 9:6 10:16 12:5,6 20:4 43:15 119:17 120:8 158:4 167:15 181:10 188:8 218:5 280:7 281:24 285:21 told 59:15 77:13,15 84:2 117:4 119:13,21 140:22 153:10 155:3, 8,19 157:9,14,20 158:4 159:2 165:19 170:19 186:25 195:23 216:21 237:7 244:20 247:16 256:22 269:7,18,19 270:7 top 43:6 105:6 107:4 120:21 232:7 277:8 total 203:2 212:2,20, 21 213:12 214:3,4 totality 112:3 119:14 120:6 132:10 145:17 146:16 157:15 tour 38:13 traffic 69:24 110:12, 15 114:8 128:6 224:21 266:12,23 267:2 train 32:17 trained 50:2 56:16 58:16 74:14 109:15 training 13:13,15,16, 17 27:2,9 32:15 41:12,15,18,19,22 42:2 46:11,12,14 47:5,9 48:4,7 49:13, 15 52:9,14,20 54:9	55:7,23 56:7 57:4,7 60:11,17 61:2,4,13, 17,25 62:2 63:3,6,8, 9,14,16,17 68:25 74:14,22,25 75:6,8,9, 11 86:10 175:10,12, 13 256:14 trainings 46:8,9 75:20,23 76:3 transcript 286:11, 15,19 Transferred 134:24, 25 transferring 33:7 transmissions 96:2 transport 210:7 travel 124:11 traveling 223:12 226:10 treatment 74:21 TRI 122:4 258:13,17, 23 TRIS 258:20 true 44:10 142:7 truthful 9:7 truthfully 9:3 tumultuous 51:22 53:12 58:4 72:3,19 73:5,9,11,15,21,22 165:15 168:18 174:9 175:25 193:5,16 247:24 turn 46:4 60:9 61:8 182:5 191:20 210:20 234:17 279:17 turned 181:18 189:20,21 225:9,17 226:7 turning 95:5 189:18 225:23 277:23 turnout 96:16,17 277:21 two-day 281:15 283:11,14 284:14 type 33:25 36:8 40:25	47:3 57:6 59:9,12 253:9 types 39:14 47:16 48:4 57:2 58:23 59:4 123:19 typical 37:12 <hr/> U <hr/> ultimately 30:2 95:23 unable 128:7 underlined 188:10 190:15 191:5 underlying 20:7 understand 8:23,25 16:3 17:20 18:13 51:2 54:2 73:22 86:7 94:24 108:21 133:12, 21 139:13 141:15 154:5 156:9 191:8 207:3,4 209:10 238:6 239:5 240:3 249:19 251:13,17 265:19 understanding 18:14 34:18 38:13 90:5 96:19 108:22 156:15,19 157:3 170:20 174:6 181:11 188:12 190:14 245:16 Understood 8:24 97:15 177:7 253:10 uniform 112:25 Union 76:18 81:8,18 89:6 95:24 98:7,12 108:8,9 137:23 172:18 173:5,10 185:14 unique 210:18,19 unit 31:3,6 48:17 77:15 79:8,17,18,21 122:22 200:6 United 265:7 units 36:21 77:22 79:7 81:4 unlawful 47:13 69:8,	20 164:22,25 165:4, 6,12,16,18,21,24 166:2,11 168:5 180:23 unlink 66:2 unpermitted 127:14, 18 upcoming 78:12 updated 118:7 utilize 46:15 59:25 60:2 71:24 72:8,20 97:9,20 188:16 256:18 utilized 37:24 57:3 61:24 62:20 76:11 103:13 231:6 247:3 utilizing 62:8 132:18 <hr/> V <hr/> vague 160:18,20 van 64:22 97:4 186:22,24,25 215:3 vantage 237:12 variety 79:7 vary 94:17 vast 57:19,23 58:2,11 59:21 vehicle 89:11 124:13 159:18 162:8 217:20, 24 218:24 vehicular 266:25 verbal 8:15 28:22 29:4 66:16 88:10,11 146:13,22 147:2 150:11 153:23 155:11,12,13 158:23 163:12 193:22 198:12 219:20 250:17 251:20 262:3, 6 270:12 verbally 141:25 142:21 143:14 150:15 152:23 153:10,20 154:8 195:21,23 196:23 241:23 243:15
---	--	--	--	---

<p>versus 24:24 30:3 59:5,21 67:15 127:17 271:8</p> <p>vicinity 110:13 162:9 221:10,13,20 261:6</p> <p>video 11:8,10,13,14, 18 81:17 89:15 95:25 100:11 102:6 104:10, 22 105:4,11 106:16, 22 107:3 108:13 110:20 113:4,22,25 114:10,25 115:6,7, 11,14 116:4 118:24 119:15,20,23 126:21, 25 127:4,7 128:22 129:8,11,18,20 130:8,10,18,25 131:4 132:11,24 133:2,6,17 134:3,7 135:2,9,18 136:10,25 137:7,25 140:6,10 144:10,13, 14,18,20 145:5,12, 15,20 146:16,19 148:6,8,11,21 149:3, 8,20 150:2,14,18,21, 23,25 152:3,19,22 153:3,8,15 154:16,20 155:12 156:7 157:13, 16,17 158:2,6,9,11, 19 159:5 161:9,13 163:2,6,9,11,15 164:15 165:11,22 166:10,15,22 167:2, 12,17 173:7,8 176:10 177:21,24 178:3,4,7, 17,21,23 179:4,6,8, 13,17 180:14,18 184:2 186:14,16 191:25 193:14 194:3, 4 198:25 199:3,6,7, 10,15 228:3,23,25 229:2,6,12,20,22 230:23 231:15 232:5 234:2,5,11,20,25 235:13 237:15,22 238:18,23 239:20 241:18 242:4,6 243:20,22 246:9 247:21 248:3,13 250:4,13 251:19 252:2,13,19,22,25 253:12,15,17 254:3, 11,19,21 255:5,22 256:5,6 257:3,9,17, 21 258:3,11 259:7</p>	<p>260:6 268:15,20 273:6,13,18,25 274:13,15,23 275:10, 18,22 276:7 278:6,18 279:6,7,9,12,19 280:10,19 284:2 285:11</p> <p>videos 107:20 157:23 176:12,21,24 180:11,13,23 181:6, 10</p> <p>view 83:20 90:24 92:14 135:14 149:16 255:11</p> <p>viewpoints 157:23</p> <p>violate 132:13</p> <p>violating 132:3,7,8</p> <p>violation 46:19 47:3, 25 53:22 99:5 171:9 181:3 224:20 225:7 244:11,18 245:9,10 248:11 249:3,16 266:21</p> <p>violational 171:9</p> <p>violations 69:22 73:4 131:15,22 163:4 241:16 248:7 262:23</p> <p>violators 261:21</p> <p>violence 15:24 73:12,24 74:7 80:9 217:7,10,25</p> <p>violent 26:10 69:8 71:23 72:3,19 193:5</p> <p>violently 74:16 75:16</p> <p>visor 230:10</p> <p>voice 149:5 152:5 255:24 257:23 258:2, 4</p> <p>volume 128:6</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wagon 64:13</p> <p>walk 62:19 147:18 267:5 268:25 269:11, 15</p>	<p>walked 70:25 138:22 139:2 162:8 240:16</p> <p>Walker 126:14</p> <p>walking 126:18 138:19,21 139:5 150:8,10 157:22 224:11,14,18,24 225:2,4,7,9,13 266:15 268:6,7</p> <p>walkway 268:8</p> <p>Wall 25:19 26:3,15,20 27:3,4 29:17</p> <p>wanted 91:21 109:2 116:12 118:20 185:17 206:19,20 207:7 237:18 282:11</p> <p>war 27:17</p> <p>warned 148:16</p> <p>warning 47:19,21 49:6,22 51:10 52:25 53:14,19 64:10 163:8 166:4 235:19,24 239:14,25 255:7,10</p> <p>warnings 46:23,24 47:17,24 48:5,15 49:11,15,16,18,20,24 50:6,16,25 51:3 52:21 53:3,7,16,17, 21 54:4 64:9 163:12 181:4,6 193:22 220:16,17,18,22,23 237:20 244:15,17 248:19,21 250:18 261:25 267:9,17 268:11</p> <p>wash 28:15 29:2,5,16</p> <p>watch 108:12 113:3 128:21 129:18 130:24 132:25 145:11 146:17 149:19 151:24 158:6 234:3 241:17 242:5 247:20 250:2 273:12</p> <p>watched 130:19 133:4 135:2 136:13 153:14 157:13,18 158:2 180:11,24 181:7 250:15</p> <p>watching 113:3</p>	<p>115:10 134:6,9 181:10 251:19 257:5</p> <p>ways 21:23 87:12</p> <p>weapon 103:10</p> <p>wear 60:24 199:11 230:21 231:8</p> <p>wearing 60:18,21 112:25 131:10 145:9 151:19 187:7,12 230:5,8,24 231:17 232:6,18,20,23</p> <p>Wedin 39:23 204:12 232:4,5,18 234:14</p> <p>Wedin's 232:11</p> <p>Wednesday 10:19 264:6</p> <p>week 30:12 78:17</p> <p>weekend 286:9</p> <p>West 19:17 20:9,14 21:16 98:12</p> <p>white 112:12,18 115:13 126:14 129:24 131:7 187:12 230:6 231:18 253:23</p> <p>wife 11:25</p> <p>Willis 223:23 224:2 226:10,12,21 227:5, 15</p> <p>winding 25:5</p> <p>window 44:9 194:21</p> <p>windows 174:15,24 175:2 193:6 194:13 198:24 217:19</p> <p>Winski 42:21,22</p> <p>wishes 205:22</p> <p>withdraw 137:15</p> <p>withdrawn 27:11 78:7 101:24 142:12 207:2 233:15 260:11 277:12 278:8</p> <p>witnessed 83:25 165:10 196:21,24</p> <p>witnesses 283:10,12</p>	<p>Wood 283:21</p> <p>word 73:15 77:9,11 142:18,20 143:14 200:6 205:21,24 258:23</p> <p>words 66:13 79:12</p> <p>work 13:19 37:13,14, 19 94:8 104:20 122:8,12</p> <p>workday 32:6 37:12</p> <p>worked 22:15 79:22</p> <p>workers 236:11 238:11,15 259:16,19</p> <p>working 60:25 259:8</p> <p>works 44:7 93:6 107:17</p> <p>World 27:13</p> <p>worn 231:11</p> <p>write 84:12</p> <p>writing 213:9,11</p> <p>written 50:5 216:11, 13</p> <p>wrong 29:14 57:18</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>Yates 176:15 177:3,4</p> <p>year 138:24</p> <p>years 23:2 25:17 31:18 54:18 85:7 86:2</p> <p>yelling 59:6,22 65:18 103:17 142:25 153:12 193:7,15,18</p> <p>yesterday 7:18 9:9, 11 10:24 14:7,12 17:13 19:24 22:9 28:3,10,19 32:14 38:25 41:7 54:25 76:13 80:21 82:22 169:3 256:14</p> <p>York 7:16 9:13 26:9 61:19 76:15,21 77:8 80:12 101:10 143:19, 21 192:15 281:21</p>
---	--	--	---	--

TSG Reporting - Worldwide 877-702-9580